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NON-CIRCULATING

HOUSE JOURNAL

OF THE

THIRTEENTH SESSION

OF THE

Legislative Assembly

OF THE

STATE OF MONTANA

Convened at Helena the Capital of said State, on the Sixth Day of January,
A. D. 1913, and Concluded on the Sixth Day of
March, A. D. 1913

PUBLISHED BY AUTHORITY

"INDEPENDENT PUBLISHING COMPANY, HELENA, MONTANA."





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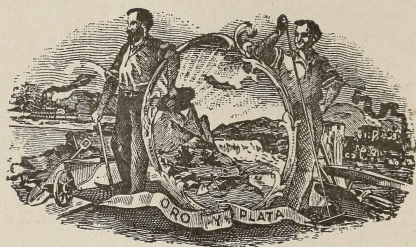
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House of Representatives

Name.	Politics.	County.	Residence.
Annin, J. B.	Pro.	Yellowstone	Columbus.
Blair, George A.	Pro.	Ravalli	Victor.
Blair, John W.	Rep.	Powell	Helmville.
Blake, Harold N.	Rep.	Deer Lodge	Anaconda.
Brower, Andrew J.	Rep.	Missoula	Ronan.
Burnett, Harvey	Dem.	Fergus	Giltedge.
Burns, James	Dem.	Cascade	St. Peters.
Camp, E. B.	Rep.	Yellowstone	Billings.
Carnal, F. A.	Pro.	Hill	Havre.
Carroll, Chas. F.	Dem.	Granite	Drummond.
Christmas, Wm.	Dem.	Carbon	Joliet.
Clark, T. L.	Dem.	Teton	Sweet Grass.
Clark, Geo. W.	Rep.	Valley	Malta.
Collins, John	Pro.	Blaine	Harlem.
Conner, Chas. H.	Soc.	Lincoln	Eureka.
Cookingham, R. T.	Pro.	Valley	Malta.
Cramer, M. W.	Pro.	Yellowstone	Laurel.
Crippen, H. C.	Pro.	Yellowstone	Billings.
Crull, E. J.	Rep.	Musselshell	Roundup.
Cutts, William	Dem.	Silver Bow	Butte.
Davidson, John	Pro.	Rosebud	Lee.
Davis, John A.	Pro.	Valley	Plentywood.
Day, E. C.	Dem.	Lewis and Clark	Helena.
Doggett, Jeff	Rep.	Broadwater	Townsend.
Drinkard, Charles A.	Dem.	Fergus	Lewistown.
Drurkan, Martin	Dem.	Cascade	Great Falls.
Eliel, Frank	Rep.	Beaverhead	Dillon.
Ellingson, Henry	Rep.	Carbon	Bear Creek.
Ezekiels, Mark	Dem.	Silver Bow	Butte.
Fishbaugh, L. M.	Dem.	Chouteau	Carter.
Fisher, Henry	Dem.	Lewis and Clark	Helena.
Gleason, John Q.	Dem.	Silver Bow	Butte.
Glenn, L. D.	Rep.	Meagher	Harlowton.
Gould, Mert	Dem.	Madison	Twin Bridges.
Graybeal, J. M.	Dem.	Gallatin	Bozeman.
Harmon, W. E.	Rep.	Gallatin	Bozeman.
Henley, J. B.	Pro.	Missoula	Missoula.
Higgins, Ronald	Rep.	Missoula	Missoula.
Holt, Elmer	Dem.	Custer	Miles City.
Hough, W. H.	Rep.	Carbon	Bridger.
Huddleston, John.	Dem.	Silver Bow	Butte.
Hustead, W. D.	Dem.	Madison	Pony.
Jahreiss, John	Dem.	Silver Bow	Butte.
Jewell, John Jacob	Dem.	Fergus.	Philbrook.
Johnson, Raymond R.	Dem.	Deer Lodge	Anaconda.
Jordan, A. L.	Pro.	Flathead	Columbia Falls.
Jordan, E. E.	Pro.	Dawson	Wibaux.
Kelly, W. H.	Dem.	Custer	Miles City.
Kemmis, Walter D.	Pro.	Dawson	Sidney.
Kiley, John	Dem.	Silver Bow	Butte.
King, W. R.	Dem.	Chouteau	Virgelle.
Kirschwing, Joseph	Dem.	Cascade	Great Falls.
Kuphal, F. W.	Dem.	Missoula	Missoula.
Largey, E. Creighton.	Dem.	Silver Bow	Butte.
Lemon, Charles A.	Dem.	Deer Lodge	Anaconda.
Lovelace, John A.	Dem.	Park	Livingston.
McClung, Charles F.	Dem.	Park	Livingston.
McMahon, William J.	Dem.	Silver Bow	Butte.
McNally, James E.	Dem.	Silver Bow	Butte.
Macdonald, A. D.	Dem.	Flathead	Kalispell.
MacRae, Charles	Pro.	Ravalli	Woodside.
Mains, D. F.	Rep.	Teton	Valier.
Mayfield, H. T.	Pro.	Flathead	Whitefish.
Meadors, J. P.	Rep.	Dawson	Riverview.
Murphy, Dennis	Dem.	Silver Bow	Butte.
Murray, Frank C.	Dem.	Cascade	Great Falls.
Norton, Thomas J.	Dem.	Silver Bow	Butte.
Nye, W. N.	Rep.	Sweet Grass	Ble.
O'Neill, Frank D.	Dem.	Custer	Mizpah.
Phillips, Ira J.	Dem.	Fergus	Straw.
Pope, Joseph	Pro.	Yellowstone	Laurel.
Poulsson, W. C.	Rep.	Chouteau	Fort Benton.
Prescott, Clarence	Dem.	Missoula	Missoula.
Rhoades, W. B.	Dem.	Flathead	Kalispell.
Rowe, Wearn	Rep.	Chouteau	Fort Benton.
Sackler, A. R.	Dem.	Rosebud	Forsyth.
Smith, Hedley F.	Dem.	Lewis and Clark	Helena.
Spogen, Dominic	Dem.	Cascade	Belt.
Stewart, H. M.	Dem.	Gallatin	Bozeman.
Sullivan, M. J.	Dem.	Jefferson	Alhambra.
Sweet, E. A.	Dem.	Sanders	Dixon.
Tighe, W. J.	Rep.	Cascade	Great Falls.
Walker, Frank E.	Dem.	Silver Bow	Butte.
Word, William F.	Dem.	Lewis and Clark	Helena.
Working, Lincoln	Rep.	Lewis and Clark	Helena.

C. Z POND, Chief Clerk.

Members of the Senate

Name.	Politics.	County.	Residence.
*Abbott, P. M.	Dem.	Gallatin	Three Forks.
*Asbridge, Jos. L.	Dem.	Musselshell	Roundup.
*Boardman, J. M.	Pro.	Dawson	Poplar.
*Burla, G. F.	Dem.	Big Horn	Hardin.
*Brownlee, Robt.	Rep.	Sweet Grass	Big Timber.
Burlingame, J. M.	Rep.	Cascade	Great Falls.
*Byrnes, Owen	Dem.	Lewis and Clark	Gould.
*Cato, O. C.	Dem.	Custer	Miles City.
Christopher, W. E.	Rep.	Sanders	Thompson.
*Darroch, J. M.	Dem.	Park	Livingston.
Dearborn, A. R.	Dem.	Granite	Philipsburg.
Donlan, Edward	Rep.	Missoula	Missoula.
Duncan, M. M.	Dem.	Madison	Virginia City.
Edwards, J. E.	Rep.	Rosebud	Forsyth.
Gallwey, H. A.	Dem.	Silver Bow	Butte.
George, W. B.	Dem.	Yellowstone	Billings.
*Grande, A. C.	Rep.	Meagher	Lennepe.
Groff, H. C.	Dem.	Ravalli	Victor.
Larson, T. O.	Rep.	Teton	Choteau.
Leary, Jas. E.	Dem.	Lincoln	Libby.
Leighton, I. A.	Rep.	Jefferson	Boulder.
*MacKenzie, D. S.	Rep.	Hill	Havre.
*Minor, J. M.	Dem.	Deer Lodge	Anaconda.
Muffy, Chas.	Dem.	Broadwater	Winston.
*O'Shea, D. G.	Dem.	Carbon	Red Lodge.
Selway, E. O.	Rep.	Beaverhead	Dillon.
*Stevens, Geo. H.	Rep.	Chouteau	Ft. Benton.
Stout, Thos.	Dem.	Fergus	Lewistown.
Survant, John	Rep.	Valley	Malta.
*Taylor, L. B.	Pro.	Blaine	Chinook.
Whiteside, Fred.	Dem.	Flathead	Kalispell.
*Williams, Chas. H. ..	Rep.	Powell	Deer Lodge.

*Holdover senators.

G. S. WATTS, Secretary.

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67	A Bill for an Act entitled, "An Act to prohibit discrimination and unfair competition between different sections, persons, communities or localities and providing penalties for the violation thereof.".....	96, 98, 350.
68	A Bill for an Act entitled, "An Act to amend Section 6378 of the Revised Codes of Montana of 1907 relating to salary and expenses of court stenographers, as amended by Chapter 80, Session Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 4th, 1909."	96, 99, 184.
69	A Bill for an Act entitled, "An Act relating to special terms of court in Judicial Districts comprising more than one county and for transfer of cases from one county to another.".....	96, 99, 238, 297, 362, 396, 426.
70	An Act entitled, "An Act appropriating money for the payment of the claim of Geo. H. Ambrose, account services rendered as Assistant State Humane Officer."	96, 99, 332.
71	A Bill for an Act entitled, "An Act to amend Section 11 and Section 14 of Chapter 147 of the Session Laws of 1909, entitled, 'An Act providing for the management and control of the lands now owned by or hereafter to be acquired by the State of Montana, including the sale and rental thereof, and the management, protection and disposition of the timber growing thereon and the coal, oil and mineral therein, providing for the management and control of the funds realized from the sale and rental of State Lands and the products thereof; naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensations; providing for the acquisition of water-rights for use upon State Lands; and defining and providing for the punishment of certain offenses for violating the provis-	

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72	A Bill for an Act entitled, "An Act to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew; and providing a penalty for the violation of this Act."	97, 99, 111, 143, 178, 256, 496, 674, 700, 720, 739, 927.
73	An Act to amend Section 8802 of the Revised Codes of Montana of 1907, relating to the protection of game and fish, and bounty laws and for the violation of miscellaneous offenses thereunder.....	97, "99.
74	A Bill for an Act entitled, "An Act creating the office of State Dairy Commissioner of the State of Montana, fixing the salary and making an appropriation for the carrying out of the provisions of this Act, and defining the duties thereof; providing for deputies; prescribing the duties of said Dairy Commissioner and his deputies; defining dairy products and imitation of dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream and cheese, providing for the inspection of creameries, cheese and ice cream factories, dairies and utensils; providing penalties for the violation of this Act and repealing all Acts in conflict herewith."	97, 99, 298, 300, 302, 366, 458, 613, 639, 640, 793, 890, 928.
75	A Bill for an Act entitled, "An Act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape and increasing the age of consent of females."	112 114, 135, 140, 141, 179, 232, 236, 273, 290, 321, 441, 477, 505, 927.
76	A Bill for an Act to create the County of Richland, define its boundaries, provide for its organization	

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77	A Bill for an Act entitled, "An Act to require railroads to maintain more than one crossing in unincorporated cities villages or towns of more than three hundred inhabitants.".....	112, 114, 437, 928.
78	A Bill for an Act entitled, "An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and provide for the disposition of the fines so collected.".....	112, 114, 259, 341, 389, 448, 457, 634, 671, 672, 693, 715, 927.
79	A Bill for an Act entitled, "An Act in relation to the taking of depositions, designating those whose depositions may be taken and creating a section to be known as Section 8001a of the Revised Codes of Montana of 1907 in relation to same.".....	113, 114, 238, 927.
80	A Bill for an Act entitled, "An Act defining the duration of liens of mortgages upon real estate and the manner of the extension thereof.".....	113, 114, 135, 166, 233, 261, 270, 426, 457, 495, 508, 511, 560, 927.
81	A Bill for an Act to amend Section 6508 of the Revised Codes of the State of Montana, relating to the method of changing the place of trial of civil actions and proceedings, and transferring the same to some other court.....	113, 114, 135, 166, 233, 261, 271.
82	A Bill for an Act entitled, "An Act requiring all persons who operate hoisting machinery to first obtain a license, and providing penalties."	113, 114, 242, 278, 313.
83	A Bill for an Act entitled, "An Act fixing fees and compensation of attorneys for executors and administrators in probate proceedings, and providing for further allowance to such attorneys for extraordinary services."	113, 114, 240, 451.

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84	A Bill for an Act entitled, "An Act to provide an executive residence for the Governor of Montana; to provide for the furnishing and maintenance of the same and to appropriate money for all the said purposes."	113, 114, 367, 434, 536, 553, 606, 615, 708, 719, 747, 791, 921.
85	A Bill for an Act entitled, "An Act to regulate the sale of intoxicating liquors, in the State of Montana, and providing for the closing of places of business, where intoxicating liquors are sold, during and between certain hours, and during certain days, and fixing a penalty for violation thereof."..	113, 114, 241, 242.
86	A Bill for an Act entitled, "An Act to amend Section 4062 of the Revised Codes of the State of Montana, 1907, as amended by Laws of Montana, 1909, relating to the manner in which insurance companies, associations or partnerships may transact business in the State of Montana.".....	113, 114, 199, 257, 292, 315, 322, 633, 634, 670, 715, 927.
87	A Bill for an Act entitled, "An Act to amend Sections 786 and 2196 and 2197 of the Revised Codes of Montana of 1907, as the same appears after amendment by Chapter 76 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana relating to the investment of the funds of the State Normal School, Permanent University Funds, Permanent Agricultural College Funds and Permanent School Funds.".....	113, 114, 340, 344, 451.
88	A Bill for an Act entitled, "An Act to punish persons committing indecent assaults and prescribing penalties therefor."	113, 114, 401, 495.
89	A Bill for an Act entitled, "An Act to fix a minimum wage for females employed in certain occupations and providing for a violation thereof.".....	113, 114, 143, 436, 634.
90	A Bill for an Act entitled, "An Act to establish a system of examination for master and journeyman plumbers; fixing the fees to be charged for licenses and the disposition of the funds thus created; and	

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91	A Bill for an Act entitled, "An Act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape.".....	121, 122, 239, 634.
92	A Bill for an Act entitled, "An Act to provide for the protection of the game fish of the State of Montana, to define the term 'game fish,' to regulate the taking of fish from the waters of the State and repeal Sections Nos. 8792, 8793, 8794, 8795, 8796, 8797, 8798, 8799 and 8801, Revised Codes of Montana, and also providing a closed season of fish that may be caught in any one day and repealing Section 1971 and amend Sections 1976 and 1977 of the Revised Codes of Montana, relating to hunting and fishing licenses, the manner of issuing same and providing a penalty for the violation of this Act. Repealing Chapter 104, Chapter 130 and Chapter 142, of the Laws of 1909, Chapter 90 of the Laws of 1911, and enacting other provisions in lieu thereof; repealing Sections 1971, 1972, 1974, 1977, 1978 and 1979, Revised Codes of 1907.".....	121, 122, 368, 458, 495, 928.
93	A Bill for an Act entitled, "An Act amending Section 8343 of the Revised Codes of 1907, defining the crimes of adultery and fornication and fixing the penalty therefor.".....	121, 122, 239.
94	A Bill for an Act entitled, "An Act amending Sections 8344 of the Revised Codes of 1907, defining the crime of seduction and fixing the penalty therefor."	121, 122, 239.
95	A Bill for an Act entitled, "An Act defining and regulating the carrying for sale, endeavoring to sell or sale of cotton duck or canvas or articles composed in whole or in part of cotton duck or canvas, awnings, paulings, wagon covers, tents, grain and hay covers, stable or tent tops, and requiring the same to be properly marked as to weight, size and the use of fillers or other preparations."..	121, 122, 158, 173, 174, 348, 634, 710.

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97	A Bill for an Act entitled, "An Act to regulate the granting of relief to indigent war veterans and their families."	121, 122, 197, 337, 372.
98	A Bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 3 of Article XII. of the Constitution of the State of Montana, relating to revenue and taxation, and the method of taxing mines and mining claims and property."..	121, 122, 279, 329, 434, 736, 771, 851.
99	A Bill for an Act entitled, "An Act to amend Sections 1976 and 8782 of the Revised Codes of Montana of 1907 as amended by Chapters 130 and 81, respectively, of the Session Laws of 1909, and to amend Section 8992 of the Revised Codes of Montana of 1907, relating to hunting and fishing licenses therefor; and fixing an open season for deer by providing the number and sex of deer that may be killed during a single open season, and further providing the methods by which fish may be lawfully taken from the public waters of Montana, and providing penalties for the violation thereof."	121, 122, 368, 458, 495, 711, 903, 928.
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101	A Bill for an Act entitled, "An Act to amend Subsection 7 of Section 6825 of the Revised Codes of Montana of 1907, relating to the exemption of earnings for personal services of judgment debtors, who are heads of families."	137, 138, 278, 361, 389, 451, 489, 571, 747, 754, 927.

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103	A Bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly."	137, 138, 177, 208, 234, 292.
104	A Bill for an Act entitled, "An Act relating to the filing of undertakings to secure the payment of costs of actions commenced against cities and towns to recover damages for personal injuries."..	137, 138, 351.
105	A Bill for an Act entitled, "An Act to create and appoint a State Tax Commission, to define the powers and duties thereof; to provide for the appointment of County Boards of Appraisers; to define the powers and duties thereof; to provide for the appraisal of all property in the State by said Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions and to punish violations thereof, and to appropriate funds to carry this Act into effect.".....	137, 138, 397, 478, 523, 570, 639, 640, 844, 906, 907, 927, 928.
106	A Bill for an Act entitled, "An Act providing for the regulation and bonding of collection agencies, and providing penalties for the violation thereof."..	137, 138, 238.
107	A Bill for an Act entitled, "An Act to provide for the safe investment of the permanent school and other educational funds, for the prompt collection of interest thereon, and to carry out the objects and provisions of Sections 3 and 12 of Article XI. of the Constitution entitled, 'Education.' ".....	137, 138, 244, 339, 340, 344, 451, 495, 736, 771.
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111	A Bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 9 of Article XIX. of the Constitution of the State of Montana, relating to amendments."	137, 138, 349.
112	A Bill for an Act entitled, "An Act authorizing the Bureau of Child and Animal Protection to contract with corporate societies for placing homeless children in good family homes, providing compensation for the same and to repeal Chapter 133, Session Laws of 1911."	137, 138, 335, 523.
113	A Bill for an Act entitled, "An Act to provide for the appointment of a commission to participate in the celebration of the Fiftieth Anniversary of the Battle of Gettysburg, and appropriating the sum of Two Thousand Dollars to defray the expense thereof" ..	138, 197, 198, 257, 280, 331, 390, 451, 489, 522, 647, 670, 715, 927.
114	A Bill for an Act entitled, "An Act to amend Section 965 of the Revised Codes of Montana of 1907, relating to compulsory attendance in the public schools."	138.
115	A Bill for an Act entitled, "An Act to amend Section 292 of the Revised Codes of Montana, 1907, relating to salaries of Judges of the District Court."	138, 243, 499, 571, 634, 639.

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117	A Bill for an Act entitled, "An Act providing for registration of names for farms and ranches within this State and providing for the payment of fees therefor."	143, 146, 224, 279, 325, 360, 703, 720, 747, 927.
118	A Bill for an Act entitled, "An Act to define and regulate 'Public Utilities.'".....	144, 146, 200, 257, 447, 478, 536, 237.
119	A Bill for an Act entitled, "An Act to compensate owners of tubercular cattle, glandered horses and horses afflicted with dourine, when said livestock are killed according to law, and making appropriations therefor."	144, 146, 200, 257, 292, 367, 495, 505, 634, 637, 639, 922, 928.
120	A Bill for an Act entitled, "An Act authorizing Park Commissioners of cities of the first class to purchase land for park purposes.".....	144, 146, 147.
121	A Bill for an Act entitled, "An Act making it unlawful to allow vicious dogs to run at large without being muzzled, and prescribing penalties therefor."	144, 146, 184.
122	A Bill for an Act entitled, "An Act to amend Section 3708 (288) relating to the sale of dower right of a widow under execution, and repealing all Acts or portions of Acts in conflict herewith."..	144, 146, 348, 927.
123	A Bill for an Act entitled, "An Act to amend Section 38 of Chapter 146 of the Laws of Montana of 1909 relating to the limitations of debt incurring power and extending the powers of Commissioners of Irrigation Districts."	144, 146, 236, 297, 362, 396, 427, 428, 608, 673, 704, 717, 746, 747, 788, 791.

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125	A Bill for an Act entitled, "An Act to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66, Session Laws 1909.".....	927. 144, 146, 239, 297, 362, 396, 428, 536, 537, 630, 639, 672, 693, 715, 927.
126	A bill for an Act entitled, "An Act to make it unlawful to permit noxious weeds to grow upon the banks of ditches or canals and prescribing punishment for the violation of this Act.".....	144, 146, 542, 927.
127	A Bill for an Act entitled, "An Act requiring railroads operating in the State of Montana to keep their rights-of-way free from noxious weeds.".....	144, 146, 427, 241, 242, 605.
128	A Bill for an Act entitled, "An Act limiting the number of licenses which may be issued for the sale of intoxicating liquors and regulating the issuance of licenses, and providing for the revocation of license upon conviction of a penal offense, amending Section 3 of Chapter 92 of the Laws of the Twelfth Legislative Assembly relating to the issuance of licenses, and adding a section to said Chapter 92 to be known as Section 3a, providing for a renewal of licenses.".....	144, 146, 243, 363, 396, 615, 647, 670,
129	A Bill for an Act entitled, "An Act to provide for the establishment and maintenance of a general uniform and thorough system of public free schools, and to repeal all acts and parts of acts in conflict herewith.".....	686, 927. 144, 146, 179, 297, 391, 451, 205, 536, 246, 553, 597, 606, 614, 670, 736, 751, 762, 880, 928.

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132	A Bill for an Act entitled, "An Act appropriating money for women's institutes."	145, 146, 198, 927.
133	A Bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907 relating to legal fences."	161, 163, 203, 225, 257, 292, 324.
134	A Bill for an Act entitled, "A Code creating an Industrial Commission; making an appropriation for its administration; providing for the collection and disbursement of funds for the benefit, compensation and care of injured workmen in hazardous employments and the compensation to their dependents and beneficiaries where such injuries result in death; prescribing the duties of employers and workmen subject to this code; and providing penalties for the non-observance of regulations for the prevention of such injuries and for violation of its provisions; asserting and exercising the police and sovereign power of the State in such cases and except in certain specified cases depriving the courts of jurisdiction of such controversies and abolishing the defences of assumption of risk, contributing negligence and the negligence of a fellow servant in actions for personal injuries and death; and repealing all Acts in conflict with the code."	162, 163, 179, 230, 399, 679, 790.
135	A Bill for an Act entitled, "An Act to repeal Sections 3, 4, 5 and 6 of Chapter 136, entitled, 'An Act regarding the organization, management, control and discipline of the police department of cities and towns,' passed at the Tenth Session of the Legislative Assembly and approved March 7th, 1907."	162, 163, 259, 927.

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136	A Bill for an Act entitled, "An Act to amend Sections 6837 and 6839 of the Revised Codes of Montana, of 1907, relating to the redemption of real estate sold on execution.".....	162, 163, 349, 451, 495, 604, 674, 700, 720, 739, 900, 927.
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138	A Bill for an Act entitled, "An Act to amend Section 4867, Revised Codes of Montana of 1907, relating to water rights; that decrees in relation to water rights shall be conclusive as to all parties thereto, and also conclusive as to subsequent appropriators."	162, 163, 235, 297, 362, 396, 428, 704.
139	A Bill for an Act entitled, "An Act defining certain classes of contracts of indemnity between persons, firms or corporations prescribing regulations therefor and fixing license fee.".....	162, 163, 347, 458, 495, 771, 916, 919, 927.
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143	A Bill for an Act entitled, "An Act creating the office of Investment Commissioner and giving such official certain powers in relation to investment companies for the protection of investors, including the power to license the sale by such companies to the public lands of a certain character and securities; defining investment companies and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the investigation and inspection of property, books, papers, business, methods and affairs of any investment company whose securities, or lands, shall be offered for sale to the public; and providing penalties for the violation of this law."	180, 184, 448, 928.
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145	A Bill for an Act entitled, "An Act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana and making the members thereof appointive instead of elective.".....	181, 184, 261, 341, 349, 389, 774.
146	A Bill for an Act entitled, "An Act to provide for the payment to the owner of a part of all fines imposed for cruelty to animals of another, and for the payment to the owner of a part of all fines imposed for malicious mischief committed upon the property of another.".....	181, 184, 238.
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148	A Bill for an Act entitled, "An Act for a warning card system for the protection of linemen, employees, electricians or person or persons working in and about central station and in overhead and underground work of electrical plants, and appliances, telephone and telegraph plants, and appliances, and providing the minimum number of persons to be employed; and providing for the protection of wires and regulating and placing, erecting, use and maintenance of electric poles, wires, cables and appliances of high voltage circuits, defining a dangerous voltage and defining the adoption of the National Electric Code and prescribing a punishment for the violation thereof.".....	181, 184, 241, 278, 520, 521.
149	A Bill for an Act entitled, "An Act to amend Sections 64, 70, 71, 87, 88, 104 of Chapter 147, Session Laws of 1909, providing for management and control of the lands now owned by or hereafter to be acquired by the State of Montana including the sale of and rental thereof, and the management, protection and disposition of the timber growing thereon, and the coal, oil and minerals therein; providing for the management of the funds, realized from the sale and rental of State Lands and the products thereof, naming and providing certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensation; providing for the acquisition of water rights used upon state lands and defining and providing the punishment of certain offenses for violating the provisions of this Act.".....	181, 184, 313, 395, 536, 553.
150	A Bill for an Act entitled, "An Act to amend Section 2820 and Section 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders county.".....	200, 204, 240, 387, 396, 430, 631, 639, 673, 693, 715.

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152	A Bill for an Act entitled, "An Act to provide for the establishment of architectural examiners and providing certain requirements and qualifications for the practice of architects in the State of Montana."	200, 204, 557.
153	A Bill for an Act entitled, "An Act to amend Section 3808 of the Revised Codes of Montana of 1907, as amended by Chapter 106 of the Session Laws of 1909 and to amend Section 3825 of the Revised Codes of Montana of 1907, as amended by the Act of the Tenth Legislative Assembly of Montana approved March 7th, 1907, and as amended by Chapter 106 of the Session Laws of 1909 and to amend Section 3826 of the Revised Codes of Montana of 1907, as amended by Chapter 106, of the Session Laws of 1909, and to repeal Section 4 of Chapter 106, of the Session Laws of 1909 in that certain Act entitled, 'An Act to amend Sections 3808, 3825, 3826 of the Revised Codes of Montana of 1907, relating to the corporations and to authorized corporations to acquire, own, hold, mortgage, pledge and dispose of capital stock, bonds, securities or other evidence of indebtedness of other corporations.'"...	200, 204, 403.
154	A Bill for an Act entitled, "An Act establishing a State Athletic Commission and regulating boxing and sparring in the State of Montana.".....	201, 204, 334, 451, 495, 634, 638, 677, 689, 708, 793, 852, 823, 927.
155	A Bill for an Act entitled, "An Act to provide for the partial support of women who are the mothers of one or more children under the age of 16 years where the husband is dead, insane, a convict, or constitutionally unable to provide for his family."..	201, 204, 350, 451, 495.
156	A Bill for an Act entitled, "An Act to regulate the sale of intoxicating liquor and to prohibit the sale of intoxicating liquor on election days and to provide for the enforcement of the Act and to fix a penalty for the violation thereof.".....	201, 204, 335.

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157	A Bill for an Act entitled, "An Act to prevent the spread of noxious weeds by threshing machines and conveyances used in threshing; providing how said machines and conveyances shall be cleaned."	201, 202, 541, 542, 927.
158	A Bill for an Act entitled, "An Act to amend Sections 3909 of the Revised Codes of Montana of 1907, relating to banks of discount and deposit so that said banks may incorporate with a minimum capital stock of Ten Thousand (\$10,000.00) Dollars."	201, 204, 251.
159	A Bill for an Act entitled, "An Act creating the Department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof and fixing their salaries.".....	201, 204, 371, 451, 495, 536, 538, 545, 556, 567, 707, 788, 791, 907, 927.
160	A Bill for an Act entitled, "An Act to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officials thereof.".....	201, 204, 370, 451, 495, 536, 238, 246, 556, 567, 707, 788, 791, 921.
161	A Bill for an Act entitled, "An Act to amend Section 3231, relating to the qualifications of Electors at municipal elections and fixing the qualifications of electors at municipal elections.".....	261, 204, 338, 362.
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163	A Bill for an Act entitled, "An Act providing for an assistant to the State Law Librarian and providing for the salary of such assistant.".....	201, 204, 257, 361, 478, 571, 736, 751.
164	A Bill for an Act entitled, "An Act fixing the salary of city officers of cities in the third class wherein there exists or wherein there may hereafter exist a commission form of government.".....	201, 204, 259.

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165	A Bill for an Act entitled, "An Act to repeal Sections 2092, 2093 and 2094 of the Revised Codes of the State of Montana, 1907, concerning toll for grinding of grain and providing for the regulations of grist mills and mills operated by all persons, corporations or co-operative companies within the State of Montana, prescribing the amount of toll charged by such mills, declaring them to be public utilities and compelling the acceptance of grist by all persons, corporations or co-operative companies engaged in milling grain within this state and regulating the order in which all grist brought to such mills shall be ground and prescribing penalties for the violation thereof.".....	202, 204, 338, 424, 477, 558.
166	A Bill for an Act entitled, "An Act to remove the State Fair from its present location and to fix its location at the City of Great Falls, to provide for the purchase of a site and the improvement thereof and to appropriate money to carry this Act into effect."	202, 204, 454, 581, 658.
167	A Bill for an Act entitled, "An Act relating to the appointment of deputy sheriffs, constables and other peace officers in counties, cities and towns of this state and to fix a penalty for the violation of the provisions of this Act and to repeal all other Acts and parts of Acts in conflict herewith.".....	209, 211, 336, 708.
168	A Bill for an Act entitled, "An Act to amend Chapter 122 of the Laws of 1911, being "An Act providing for a juvenile court procedure, providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining juvenile delinquent persons, and a delinquent child, providing a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying places for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing methods and means to carry the provisions of this Act into effect," by adding sections thereto to be known as Sections 29, 30, 31, 32 and 33, providing for the appointment of a State Juvenile Court Ma-	

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169	A Bill for an Act entitled, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907 relating to proceedings for the recovery of escheated property or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted.".....	210, 211, 236, 297, 363, 396, 427, 671, 672, 693, 708, 724, 769, 791, 882, 927.
170	A Bill for an Act entitled, "An Act to amend Section 2756 of the Revised Codes of Montana of 1907, relating to the disposition of moneys for licenses."..	210, 211, 348, 451, 495, 674.
171	A Bill for an Act entitled, "An Act to amend Section 3 of Chapter 45, Laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly."	210, 211, 333, 434, 274, 598, 299.
172	A Bill for an Act entitled, "An Act to establish the lawful standard ton and bushel for use in the State of Montana, and providing penalties for the violation thereof."	210, 211, 314, 458, 495.
173	A Bill for an Act entitled, "An Act to amend Section 2, of Chapter 136 of the Session Laws of the Twelfth Assembly, relating to the issuance of reduced or free transportation by common carriers and providing penalties for violation thereof."....	210, 211, 258, 259, 260.
174	A Bill for an Act entitled, "An Act for the extermination and prevention of the dissemination of certain noxious weeds in the State of Montana.".....	210, 211, 541, 242, 927.
175	A Bill for an Act entitled, "An Act establishing and definitely defining the boundary lines of Gallatin county, Montana, and to amend Section 2801 of the Revised Codes of the State of Montana of the year 1907 relating thereto; and to make the boundaries of Madison county, of Broadwater county, of Meagher county and of Park county conform to the	

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176	A Bill for an Act entitled, "An Act to amend Chapter 117, of the Twelfth Legislative Assembly Session Laws of 1911, relating to fees of County Clerks."..	225, 336, 434, 274, 603, 604.
177	A Bill for an Act entitled, "An Act to amend Section 3240 of the Revised Codes of Montana of 1907 relating to salaries of mayors and aldermen.".....	225, 226, 334, 434, 674, 723, 739, 741, 916, 928.
178	A Bill for an Act entitled, "An Act to amend Section 3278 of the Revised Codes of Montana of 1907, relating to the letting of contracts by cities and towns."	225 226, 435, 927.
179	A Bill for an Act entitled, "An Act to amend Sections 4507 and 4508 of the Revised Codes of Montana of 1907, relating to servitudes and easements."	225, 226, 351.
180	A Bill for an Act entitled, "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures, providing the duties and powers of such State Sealers of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly."	225, 226, 339, 434, 536, 553, 606, 615, 882, 884, 928.
181	A Bill for an Act entitled, "An Act to exempt honorably discharged sailors and soldiers of war of the Rebellion and honorably discharged sailors and soldiers of the war with Spain, the Philippine insurrection or the Boxer Uprising in China from the payment of road tax and poll tax.".....	225, 226, 297, 361, 390, 451, 490, 571, 672, 693, 798, 799, 927.

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185	A Bill for an Act entitled, "An Act to appropriate money to pay the deficiency claims for maintenance of the Orphans' Home.".....	244, 246, 299, 361, 390, 400, 430, 571, 646, 670, 687, 927.
186	A Bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for Public Printing.".....	244, 246, 299, 361, 390, 400, 430, 571, 633, 670, 687, 927.
187	A Bill for an Act entitled, "An Act appropriating money for the payment of deficiency claims for the maintenance Appropriation for the School of the Deaf and Blind.".....	245, 246, 299, 391, 492, 571, 647, 671, 927.
188	A Bill for an Act entitled, "An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building.".....	245, 246, 299, 361, 390, 400, 430, 571, 646, 671, 687, 927.
189	A Bill for an Act entitled, "An Act appropriating money for the completion of the power and heating plant at the School for the Deaf and Blind.".....	245, 246, 299, 361, 390, 400, 432, 571, 646, 670, 687, 927.
190	A Bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims on account of requisitions.".....	245, 246, 299, 361, 390, 451, 492, 571, 647, 687, 927.

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192	A Bill for an Act entitled, "An Act to impose a license tax on each and every person, corporation or association doing business in the State of Montana as a mining company, owning mines or mining claims or both, including any quartz vein, lode, placer, or rock in place, containing or bearing copper, lead or zinc, or all of the aforesaid minerals, and providing penalties for the violation thereof."..	245, 246, 351, 453, 736, 771, 775, 794.
193	A Bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for expenses of judges presiding at trials outside their own districts, and also for the payment of certain deficiency claims for expenses incurred by District Judges on account of holding court in counties other than counties where they reside as provided by Chapter 91, Session Laws enacted by the Twelfth Legislative Assembly.".....	245, 246, 300, 361, 390, 451, 493, 571, 672, 693, 715, 927.
194	A Bill for an Act entitled, "An Act to add to the Revised Codes of Montana of 1907, a section to be numbered 7951a providing for the admission of books of account in evidence and the effect of such books when admitted.".....	245, 246, 350.
195	A Bill for an Act entitled, "An Act relating to associations, companies and corporations transacting business similar to or approximately that of building and loan associations, and providing for the regulation and control of such corporations, companies or associations in the manner prescribed for the regulation and control of building and loan associations."	245, 246, 558, 657, 736, 749, 775, 806.
196	A Bill for an Act entitled, "An Act to regulate and control the construction of dams and the use of water for the generation of power, and to prohibit the monopoly of such use.".....	245, 246, 398, 404, 478, 523, 593, 597, 677, 690.

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197	A Bill for an Act entitled, "An Act to locate, build, buy, equip and maintain an Orphans' Home near Miles City, Montana, and to appropriate money therefor."	245, 246, 312.
198	A Bill for an Act entitled, "An Act providing that operators of coal mines shall furnish shot firers in mines where shooting and blasting is done."....	262, 263, 368.
199	A Bill for an Act entitled, "An Act to prohibit the manufacture, sale, exchange, barter, disposition of, giving away or keeping for sale any cigarettes, cigarette papers, wrappers or any papers or wrappers prepared for the purpose of being filled with tobacco for smoking and prescribing penalties therefor."	262, 263, 402, 500, 571, 674, 723, 739, 742.
200	A Bill for an Act entitled, "An Act relating to taxation of mortgages, deeds of trust, contracts or obligations, upon real property, given to secure the payment of debts and to amend Sections 2498, 2501, 2502, 2578 and 2579 of the Revised Codes of Montana of 1907.".....	262, 263, 398, 523, 575, 614, 639, 645.
201	A Bill for an Act entitled, "An Act to amend Chapter VIII., of Part I., Title VII. of the Revised Codes of Montana of 1907, relating to conspiracy and trusts, and the punishment therefor, by repealing the present Sections 8285 and 8289 thereof, and by adding a new section to be known as Section 8285, prohibiting the formation of trusts, combinations in restraint of trade and monopolies, and prescribing the punishment for violation of said new section."	262, 263, 456, 537, 634, 677, 692.
202	A Bill for an Act entitled, "An Act for the establishment of a tax upon planted orchard lands for the purpose of paying expenses of inspection, and the eradication of disease and pests.".....	262, 263, 369, 495, 736, 851, 860, 903, 925, 927, 928.
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205	A Bill for an Act entitled, "An Act to amend Sections 2957 and 3112 of the Revised Codes of Montana of 1907, entitled, 'An Act enumerating county officers and fixing the compensation of such officers according to classification of counties.'".....	275, 279, 351, 451, 495, 825, 854, 879, 880, 881, 909, 927, 928.
206	A Bill for an Act entitled, "An Act to provide for a Deputy State Coal Mine Inspector to be under the supervision of the State Coal Mine Inspector, and defining his duties, qualifications and salary."....	275 279, 436, 635, 677, 692, 879, 916.
207	A Bill for an Act entitled, "An Act to enable the council of cities and towns to change the boundary lines of said cities or towns by the disannexation of territory.".....	275, 279, 333.
208	A Bill for an Act entitled, "An Act to amend Section 3808 of the Revised Codes of Montana, as amended by Chapter 106 of the Laws of 1909, relating to corporations, and to forbid corporations to acquire, own, hold, mortgage, pledge or dispose of the capital stock, bonds, securities or other evidences of indebtedness of other corporations and to repeal Section 4 of Chapter 106 of the Laws of 1911, relating to powers of corporations.".....	275, 279, 402, 495, 840.
209	A Bill for "An Act to amend Section 3169 of the Revised Codes of Montana of 1907, relating to the fees of Clerks of the District Court.".....	276, 279, 310, 336.
210	A Bill for an Act entitled, "An Act appropriating money from the Bounty Fund for the payment of certain bounty claims, proof of which was lost."..	276, 280, 331, 434, 536, 568, 606, 617, 832, 833, 927.

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212	A Bill for an Act entitled, "An Act appropriating money for the payment of salaries of County Attorneys to March 1, 1913.".....	276, 280, 331, 434, 536, 568, 606, 617, 853, 906, 928.
213	A Bill for an Act entitled, "An Act appropriating money for the restoration and maintenance of Old Fort Benton."	276, 280, 331, 367, 451, 495, 568, 634, 636, 677, 692, 922, 928.
214	A Bill for an Act entitled, "An Act appropriating money for payment of deficiency claims of certain persons for per diem and expenses of the members of the State Board of Examiners for Coal Mine Inspectors."	276, 280, 331, 434, 536, 568, 606, 621, 836, 837, 927.
215	A Bill for an Act entitled, "An Act to appropriate money for the payment of deficiency claims for improvements at the State Prison.".....	276, 280, 434, 573, 606, 621, 833, 853, 927.
216	A Bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund refunding money paid in error into the treasury.".....	276, 280, 451, 634, 636, 639, 641, 832, 833, 853, 927.
217	A Bill for an Act entitled, "An Act relating to religious corporations, and providing for the incorporation, power and management of diocesan corporations, and of parish or local corporations.".....	276, 280, 352, 522, 600, 825, 855, 911, 914, 927, 928.
218	A Bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims incurred by the State Board of Health.".....	276, 280, 332, 451, 495, 634, 635, 639, 641, 836, 837, 927.

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220	A Bill for an Act entitled, "An Act creating Commissioner Districts in each county of the State of Montana; providing the manner of declaring such districts in each county; providing for readjustment of such districts in the event of the creation of a new county so as to diminish the area of any Commissioner District; providing a certain time in which such Commissioner Districts shall be officially determined and declared; providing the manner of nominations and election of Commissioners from such districts; providing for the filling of a vacancy in the office of County Commissioner under the provisions of this Act; and providing the term of office of the person appointed to fill such vacancy."	277, 280, 337.
221	An Act entitled, "An Act authorizing County Attorneys of the several counties to employ stenographers; defining the duties thereof; and fixing the salaries of such stenographers; and providing the manner of payment of the same.".....	277, 280, 336.
222	A Bill for an Act entitled, "An Act to amend Section 1 of Chapter 87 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act to prohibit the hunting of game animals and game birds within a certain district in the State of Montana, defining the boundaries of said district, and providing punishment for the violation thereof.'.....	277, 280, 398, 495, 736, 768, 769, 775, 808, 871.

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224	A Bill for an Act entitled, "An Act appropriating money for the payment of claims hereafter arising under the provisions of Chapter 129 of the Laws of the Twelfth Legislative Assembly of the State of Montana."	300, 301, 332, 451, 495, 634, 639, 642,
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226	A Bill for an Act entitled, "An Act to punish persons who put harmful seeds upon the lands of another or upon public highways or along ditches."	642, 906, 928. 300, 301, 542.
227	A Bill for an Act entitled, "An Act to create a State Bureau of Legislation and Publicity, to define its purposes and provide for its maintenance."	300, 302, 366, 506, 736, 771, 851.
228	A Bill for an Act to be known as "The Civil Sunday Rest Bill," designed to secure needed rest from toil one day in seven, by prohibiting certain labors and regulating others and prescribing penalties for the violation of the provisions of this Act."	300, 302, 347.
229	A Bill for an Act entitled, "An Act defining the number of men to be employed in the operation of electric street railway cars, designating the number of men to constitute a full crew for such cars and providing penalties for the violation of the same."	300, 302.
230	A Bill for an Act entitled, "An Act to create and establish a standard size apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes; and providing a penalty for the violation of this Act."	301, 302, 270, 451, 495, 674, 721, 739, 742, 881, 916, 917, 928.

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231	A Bill for an Act entitled, "An Act requiring all persons selling nursery stock, fruit trees, plants, vines, scions or cuttings within the State of Montana, as the agent of any nursery not holding a Montana license to obtain a license therefor."....	301, 302, 270, 451, 495, 614, 721, 737, 741, 906, 928.
232	A Bill for an Act entitled, "An Act to amend Section 8353 of the Revised Codes of the State of Montana, 1907, defining the crime of bigamy."....	301, 302, 451, 495, 674, 736, 853, 889.
233	A Bill for an Act entitled, "An Act to appropriate money for certain furnishings, repairs and improvements, at the Montana School for the Deaf and Blind at Boulder, Montana.".....	301, 302, 668.
234	A Bill for an Act entitled, "An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalties for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772 and 5773 of the Revised Codes of the State of Montana of 1907.".....	301, 302, 351, 451, 495, 634, 637, 689, 926, 928.
235	A Bill for an Act entitled, "An Act to provide for tonnage roads in communities that petition therefor; to provide for the construction of public highways by contract and to pay therefor upon the orders of the County Surveyor, to provide for the naming of Road Viewers and granting to them the powers and duties relating to public roads."...	301, 302, 746.
236	An Act entitled, "An Act designating all section lines outside the corporate limits of incorporated towns and cities within the State of Montana; as public highways; declaring and establishing the width thereof; providing for road where natural obstacles prevent the same being constructed and maintained along any section lines; providing for the opening of the same along section lines where	

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237	A Bill for an Act entitled, "An Act to amend Section 8369 of the Revised Codes of Montana regarding the regulation of dance halls at summer resorts."	317, 401, 523, 632.
238	A Bill for an Act entitled, "An Act to prevent the sale or lease of State Lands hereafter acquired, from the Government in exchange for Sections 16 and 36, lying within the Forest Reserves, until the Legislative Assembly of the State of Montana shall have prescribed rules and regulations for the administration thereof."	315, 317, 736, 853, 879, 880, 904.
239	A Bill for an Act entitled, "An Act to prevent Boards of County Commissioners from ordering a bond election to be held in the winter time.".....	315, 317, 452, 537, 677, 691.
240	A Bill for an Act entitled, "An Act authorizing and regulating the sale of game and game birds, and providing a penalty for the violation of this Act."...	315, 317, 399, 495, 674, 723, 742, 743, 906, 928.
241	A Bill for an Act entitled, "An Act to amend Section 1, Chapter 43 of the Session Laws of the Twelfth Legislative Assembly entitled, 'An Act to authorize the appointment of one or more commissioners for the measurement and division of water under a decree or decrees of court in certain cases, and prescribing his or their duties and compensation, and repeal Sections 4881, 4882, 4883, 4884, 4885, 4886, 4887, 4888 and 4889 of the Revised Codes of Montana of 1907, relating to Water Commissioners.'"	315, 317, 347, 501, 924.
242	A Bill for an Act entitled, "An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of four horses owned by W. C. Jenizen."...	315, 317, 506.
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244	A Bill for an Act entitled, "An Act to amend Section 1, Chapter 112, of the Session Laws of 1911, relating to the creation, organization and classification of new counties.".....	316, 317, 501.
245	A Bill for an Act entitled, "An Act to prohibit the importation into this State of diseased tubers, plants, nursery stock, fruit and seeds, and providing the penalty for violation of the provisions of this Act.".....	316, 317, 400, 495, 674, 721, 742, 743, 922, 928.
246	A Bill for an Act entitled, "An Act to provide for the creation of districts within which a Herd Law shall be operative.".....	316, 317, 656.
247	A Bill for an Act entitled, "An Act to amend Section 7 of Chapter 122 of the Session Laws of 1911, relating to the adjustment of liabilities and assets between old and new counties.".....	316, 317, 501, 571, 720, 740, 906, 928.
248	A Bill for an Act entitled, "An Act declaring it unlawful and providing penalties for any person to provide, manage or keep any room, building, float, vessel or premises in this State wherein any persons may assemble and congregate to bet or wager money upon horse races or other contests run and decided in this State, or to aid or abet another in doing so, or to assemble or bet or wager therein."	316, 317, 400.
249	A Bill for an Act to prevent discrimination between shippers by railroad companies in the matter of furnishing cars to such shippers.".....	316, 317, 437.
250	A Bill for an Act entitled, "An Act to amend Sections 4010 and 4011 of the Revised Codes of Montana of 1907, relating to the reserve funds to be maintained, and the limitation of loans made by banks and banking corporations, and the duties of the State Examiner in relation thereto.".....	316, 317, 396, 495, 854, 889.

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253	A Bill for an Act entitled, "An Act regulating private employment agencies in the State of Montana, requiring a qualification for a license, requiring reports to be made and certificates to be obtained from the Commissioner of Labor and Industry, prohibiting certain employments and prescribing penalties."..	344, 605, 715, 825, 855, 879, 880, 910.
254	A Bill for an Act entitled, "An Act appropriating the sum of Forty-eight Dollars Thirty (\$48.30) Cents in payment of a deficiency claim for transportation of State Militia.".....	342, 344, 442, 537, 573, 606, 620, 836, 837, 927, 928.
255	A Bill for an Act entitled, "An Act appropriating Fifty Dollars to the Thomas Cruse Savings Bank for refund on account of over payment to the State Examiners Fund in the year 1910.".....	342, 344, 442, 537, 573, 606, 618, 832, 833, 853, 921.
256	A Bill for an Act entitled, "An Act appropriating Two Thousand Twenty-four (\$2,024.15) Dollars Fifteen Cents for the payment of the deficiency claim of Montana, Wyoming & Southern Railway Company."	342, 344, 442, 537, 573, 606, 618, 906, 928.
257	A Bill for an Act entitled, "An Act appropriating Twelve (\$12.00) Dollars for the payment of deficiency claims of Herman Hanson.".....	342, 344, 442, 538, 573, 606, 620, 832, 833, 853, 927.
258	A Bill for an Act entitled, "An Act appropriating money for the deficiency claims of certain persons for service rendered and supplies furnished, which claims were approved by State Board of Examiners."	343, 344, 442, 538, 573, 606, 620, 836, 837.

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260	A Bill for an Act entitled, "An Act to amend Section 3997 of the Revised Codes of Montana, relating to a change of name of the State Reform School."	343, 344, 441.
261		560, 657.
262	A Bill for an Act entitled, "An Act to regulate common carriers, and to provide for certain appliances, rules and regulations looking to the safety of the traveling public and employees upon railroad or railway trains; to provide for the inspection of tracks, switches, ties, roadbed, bridges, culverts, right of way, tunnels and all structures with a view of determining their safety; to compel the installation of suitable platforms and station houses and to order the construction of connecting tracks where the lines of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise) the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or unloading tracks, and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana certain powers in relation to all of the foregoing. Giving the District Court the power to enforce the rulings of the Commission; giving both parties the right of trial by jury and appeals and providing a penalty for the violation of this Act."	343, 344, 454, 706, 928.
263	A Bill for an Act entitled, "An Act to amend Section 7738 of the Revised Codes of Montana of 1907, relating to appraisement of estate and the value and computation of the inheritance tax thereon."	343, 345, 499, 571, 696, 736, 768, 769, 775, 808.

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264	A Bill for an Act entitled, "An Act to amend Section 297 of the Revised Codes of Montana of 1907, relating to the compensation of the Marshal of the Supreme Court."	343, 345, 522, 736, 767, 769, 775, 808, 871, 906.
265	A Bill for an Act entitled, "An Act to amend Section 3003 of the Revised Codes of Montana, relating to the deposit of funds in the hands of the County Treasurer."	343, 345, 551.
266	A Bill for an Act entitled, "An Act to exempt from registration the voters in school districts having a population of less than eight thousand people, and to restrict the duties of County Clerks in relation to such school districts."	343, 345, 451.
267	A Bill for an Act entitled, "An Act regulating the salaries of patrolmen and other members of the Police Department in cities of the first class of the State of Montana."	343, 345, 537, 600, 701, 715, 718.
268	A Bill for an Act entitled, "An Act to amend Sections 3, 4 and 5 of Chapter 110 of the Montana Session Laws of 1911; an Act defining the term 'Itinerant Vendors,' to regulate the licensing of same; to fix the amount of such license; to provide penalties for the violation of such regulation and for other purposes."	343, 345, 540.
269	A Bill for an Act to amend Section 1616 of the Revised Codes of Montana of 1907, relating to the practice of optometry in the State of Montana, and the annual dues and fees to be paid to the Montana State Board of Examiners in Optometry, by those practicing optometry in the State of Montana."	343, 345, 580.
270	A Bill for an Act entitled, "An Act to amend Section 3318 of the Revised Codes of the State of Montana of 1907, relating to the appointment of Park Commisisoners in cities of the first and second class, and repealing all Acts and parts of Acts in conflict herewith."	343, 345, 434, 635, 677, 691, 906, 928.

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271	A Bill for an Act entitled, "An Act to provide for the inspection of steam boats and all other boats propelled by machinery, sailing craft, ferry boat and barges, other than private pleasure crafts, on any of the navigable waters of the State of Montana, to provide for their inspection and for the appointment of an Inspector of Navigation, to define his duties, to provide for his compensation and to provide sailing rules for all such boats, including pleasure crafts propelled by machinery, and for the general superintendence and control of navigation by the State Board of Railroad Commissioners, providing further for the violation of its provisions, and to repeal all Acts and parts of Acts in conflict therewith.".....	343, 345, 498, 674, 676, 695, 716, 926, 928.
272	A Bill for an Act entitled, "An Act providing for and authorizing the investment of funds of the State Normal School, Permanent University Fund, Permanent Agricultural College Fund and Permanent School Funds, and naming the securities in which the same may be invested.".....	345, 736, 771, 810, 852.
273	A Bill for an Act entitled, "An Act to compel every person, persons, corporation or association conducting a hospital that is, or hospitals that are, exempt from taxation, to admit and care for patients of any regularly licensed physicians in the State of Montana, upon the same terms and conditions as patients of any other regularly licensed physician, and prescribing penalty for violation thereof."	353, 354, 403, 523, 632, 677, 691, 771, 913, 927, 928.
274	A Bill for an Act entitled, "An Act to prohibit the running of saloons in rooms where other business is carried on or in rooms connected therewith, and describing penalties for violation thereof.".....	353, 354, 457.
275	A Bill for an Act entitled, "An Act to amend Section 907 of the Revised Codes of Montana, of 1907, relating to the abuse of pupils in the Public, Sectarian or Private Schools, and providing for the abolition of corporal punishment in said schools.	

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	and providing penalties for the violation of this Act."	353, 354.
276	A Bill for an Act to amend Section 6763 of the Revised Codes of the State of Montana, relating to the trial of causes by the court, and the hearing and decision of demurrers, motions, etc., and providing the time when the decision of the court or its findings must be given in writing and filed with the Clerk, providing also when the decision of the Court must be given upon demurrers, motions, etc."	353, 354, 499.
277	A Bill for an Act entitled, "An Act establishing the State Auditor and Commissioner of Hail Insurance, prescribing rules, regulations and duties of officers and persons connected therewith; prescribing how premiums, expense and indemnity for losses by hail shall be paid.".....	353, 354, 452.
278	A Bill for an Act entitled, "An Act imposing further duties upon the Board of Railroad Commissioners in respect to the inspection of railroads, and their equipment and operation, with a view to safeguard in the lives of persons engaged in the operation of trains."	353, 354, 399, 495, 634, 637, 639, 644, 853, 927.
279	A Bill for an Act entitled, "An Act to amend Section 21 of Chapter 57 of the Acts of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act providing for commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation,' approved February 28, 1911.".....	353, 354, 434.
280	Substitute for House Bills numbered 92 and 99. A Bill for an Act entitled, "An Act to provide for the protection of fish and game in the State of Montana; defining the term 'game fish'; amending Section 8792 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the manner of catching fish, and permitting the use of a seine, in certain lakes and rivers, and the granting of licenses for	

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	such purposes; amending Section 8793 of the Revised Codes of Montana, 1907, relating to licenses for seining in streams; regulating the stocking and sale of fish from artificial ponds and lakes; limiting the number and weight of fish that may be caught in one day; prohibiting the deposit of certain substances in streams and lakes; providing for the construction of fish ways, and ladders at dams; making it unlawful to sell or knowingly receive illegally caught fish; providing for the classification and issuance of fishing and hunting licenses, and making it unlawful to fish or hunt unless obtaining a license therefor; providing for licenses to those engaged in scientific investigations; granting power to State Game and Fish Warden to make search and seizure to secure evidence of violation of fish and game laws; and providing for disposition of all birds, fish, animals, hides, etc., seized; creating the Montana Fish Commission, and granting powers to said Commission for the propagation and protection of fish and game; creating a fund to be known as the State Game and Fish Fund; giving State Game and Fish Warden authority to establish stations along the banks of lakes and streams to obtain eggs of all game fish, and prohibiting fishing about such stations; providing for the carriage, storage and handling of fish and game, and the transportation of necessary attendants by railroads or other common carriers free, or at reduced rates in certain instances; amending Section 8782 of the Revised Codes of Montana of 1907 relating to the time when and the number and sex of deer that may be killed; and providing penalties for the violation of the provisions of this Act; and repealing all Acts and parts of Acts in conflict with the provisions of this Act.".....	371, 383, 634, 637, 677, 689, 695, 889, 927, 928.
281	A Bill for an Act entitled, "An Act to amend Section 6355 of the Revised Codes of Montana, of 1907, relating to the authority of judges to summon and draw jurors and to the use of said jurors when any district court in the State is or may be divided into departments.".....	372, 383, 498, 571, 771, 854, 889.

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282	A Bill for an Act entitled, "An Act to provide for the appointment of a special deputy humane officer, defining his powers and duties and fixing his salary."	372, 383, 497, 271, 690, 825, 859, 889, 920, 927, 928.
283	A Bill for an Act entitled, "An Act to amend Section 3082 of the Revised Codes of Montana of 1907, relating to legal fences.".....	372, 383, 400, 495, 674, 700, 701, 715, 718, 922, 928.
284	A Bill for an Act entitled, "An Act relating to the deposit of funds in the hands of the City Treasurer in cities of the first, second and third class, and fixing the minimum rate of interest thereon."..	372, 383, 552.
285	A Bill for an Act entitled, "An Act to provide a fixed income for the levy of one mill upon all taxable property, and providing that said levy shall be submitted to a vote of the people at the next general election.".....	384, 385, 441, 478, 503, 559, 706, 900.
286	A Bill for an Act entitled, "An Act to appropriate money for the payment of the claim of J. C. Lowney for services rendered as a member of the Commission to draft the Workingmen's Compensation Act."	392, 442, 537, 573, 606 619, 922, 928.
287	A Bill for an Act entitled, "An Act appropriating money to pay Robert F. Rose, the official stenographer of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana, for reporting the proceedings of the House of Representatives during the said session."	404, 406, 495, 523, 574, 606, 616, 836, 837, 927.
288	A Bill for an Act entitled, "An Act defining escheated estates, providing for the administration and settlement thereof, providing that all unclaimed property of decedents shall escheat to the State, and repealing Sections 200, 4836, 4837, 4838, 7356, 7357, 7358 and 7359 of the Revised Codes of 1907, relating to escheated estates.".....	404 406, 715, 825, 855, 880.

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289	Substitute for H. B. No. 16. A Bill for an Act entitled, "An Act to amend Section 4413 of the Revised Codes of Montana, of 1907, providing for the filing of a copy of the Charter and a statement of the business conditions of foreign corporations before selling stocks or bonds or doing any other business in the State of Montana.".....	406, 571.
290	A Bill for an Act entitled, "An Act to appropriate money from the Bounty Fund for the payment of certain bounty claims.".....	405, 406, 506, 511, 634, 637, 639, 645, 836, 837, 927.
291	A Bill for an Act entitled, "An Act relating to hotels and the sanitary condition of same, and providing for their inspection.".....	405, 406, 580, 670, 742, 854.
292	A Bill for an Act entitled, "An Act to provide for the licensing of peddlers to comply with the provisions of this Act.".....	405, 406, 821.
293	A Bill for an Act entitled, "An Act to amend Section 2864, Revised Codes of 1907, relating to the transcribing, comparing and certifying of county records."	405, 406, 455.
294	A Bill for an Act to repeal Section 1635 of the Revised Codes of Montana, and to amend Sections 1623, 1625, 1626, 1627 and 1629, and to enact a new section in lieu of said Section 1635, of the Revised Codes of Montana, all of said sections relating to regulations of the business of pharmacy.".....	405, 406, 580, 715, 825, 858.
295	A Bill for an Act entitled, "An Act to legalize sales of real property belonging to counties by Boards of County Commissioners.".....	405, 406, 522, 674, 701, 715, 718, 882, 884, 928.
296	A Bill for an Act entitled, "An Act to amend Section 2761 of the Revised Codes of Montana of 1907, relating to the issuance of retail liquor dealers' licenses."	405, 406, 455, 503, 539, 540, 600, 736, 767, 769, 775, 809, 916, 928.

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297	A Bill for an Act entitled, "An Act authorizing the Board of Railroad Commissioners of the State of Montana to order the installation of track scales at all stations which are within incorporated cities and towns."	405, 406, 502, 571, 722, 737, 741.
298	A Bill for an Act entitled, "An Act to establish co-operative banks or credit systems and to define and regulate the powers and duties of the same."..	405, 406, 551.
299	A Bill for an Act entitled, "An Act to amend Chapter II., of Part IV., of Title II of the Revised Codes of 1907, relating to Boards of County Commissioners by adding a new section numbered 2897, providing a penalty for the violation of Section 2897 thereof."	405, 407, 579, 624, 825, 879, 880, 910.
300	A Bill for an Act entitled, "An Act to regulate the sale of illuminating oil, coal oil, kerosene and gasoline, and requiring that the same shall conform to a certain standard, and providing the penalty for a violation of its provisions.".....	405, 407, 455, 635, 677, 690.
301	A Bill for an Act entitled, "An Act to amend Section 8787 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the open season on grouse, prairie chickens, fool hens, sage hens, pheasants and partridges, and fixing the maximum number of each that may be killed in one day by any one person during the open season, and providing penalties for the violation thereof.".....	405, 407, 457, 537, 634, 639, 641.
302	A Bill for an Act entitled, "An Act regulating the slaughter of cattle, and providing for a record of all marks and brands of cattle slaughtered, providing for the inspection of the hides thereof, repealing Section 8859 of the Revised Codes of Montana of 1907 and providing a penalty for the violation of this Act.".....	306, 407, 302, 571, 674. 723, 742, 744.
303	A Bill for an Act to amend an Act entitled, "An Act to amend Section 6387 of the Revised Codes of Montana of 1907, relating to the salary and mileage of court stenographers; Act approved March 4th, 1909, Eleventh Session Laws, at page 190,	

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	Chapter 80 thereof, and to provide that official court stenographers shall receive their actual traveling expenses and actual living expenses when traveling from one county to another within their judicial districts and when in attendance upon the court of any judicial district in session at any county other than the one where such stenographer shall reside, and to provide for the payment thereof."	306, 407, 604, 715.
304	A Bill for an Act entitled, "An Act to regulate the number of men that shall constitute a crew on certain coal burning locomotives within this State, and prescribing penalties for the violation thereof."	306, 407, 521.
305	A Bill for an Act entitled, "An Act to provide for the submission to the Electors of the State of Montana, at the next General Election, the amendment to the Constitution adding to Article V. thereof, a section to be known as Section 46, restricting the power of the courts to declare a law unconstitutional."	306, 407, 560.
306	A Bill for an Act entitled, "An Act to amend Section 1728 of the Revised Codes of the State of Montana of 1907, with reference to the regulation for the protection of street car employees."	443, 445, 537, 635, 639, 644, 852, 853, 927.
307	A Bill for an Act entitled, "An Act to prevent discrimination between shippers by railroads in the matter of furnishing cars to shippers; to require the State Board of Railroad Commissioners to enforce its provisions, and to punish the violation of this Act."	443, 445, 635, 639, 643.
308	A Bill for an Act entitled, "An Act to require railroads to maintain more than one crossing where highways or streets intersect said railroads, in unincorporated cities, villages and towns of more than three hundred inhabitants, and to provide crossings over public highways in certain instances, in the country districts; and to compel the Board of Railroad Commissioners of the State of Montana to see that provisions of this Act are	313.

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	enforced, and to punish railroads for any violation of this Act.".....	443, 445, 636, 644, 906, 928.
309	A Bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an increase in the rate of taxation for a period of ten years on real and personal property, to raise revenue for the support of state educational institutions."	443, 445, 503, 613, 639, 640, 706, 765, 766, 792, 795, 802, 832, 833, 853, 927.
310	A Bill for an Act entitled, "An Act to amend Sections 110 and 111 of the Revised Codes of Montana of 1907, relating to form of ballot to be prepared and voted when initiative and referendum measures are to be submitted to the voters.".....	443, 445, 600, 736, 766, 769, 775, 810, 922, 928.
311	A Bill for an Act to amend Chapter 61, Session Laws of the Twelfth Legislative Assembly of the State of Montana, the same being "An Act to amend Sections 2773 of the Revised Codes of the State of Montana, 1907, relating to licenses.".....	443, 446, 540, 600, 736, 767, 769, 775, 809.
312	A Bill for an Act entitled, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of County, City and Town Treasurers; providing for the payment of interest on all such moneys; and to amend Section 3003 and 3257 of the Revised Codes of Montana of 1907.".....	443, 446, 558.
313	A Bill for an Act entitled, "An Act creating a Board of Park Commissioners as a department of city government in cities of the first class, defining its powers and duties, fixing the term of office of Commissioners and providing for their election, and repealing Sections 3318, 3319, 3320, 3321, 3322, 3323 and 3324 of the Revised Codes of Montana of 1907."	446, 578, 694.
314	A Bill for an Act entitled, "An Act to provide for the employment of convicts confined under sentence in the State Prison and in county and city jails."..	444, 446, 498.

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315	A Bill for an Act entitled, "An Act to amend Section 1431 of the Revised Codes of Montana of 1907, relating to motor vehicles.".....	444, 446, 746.
316	A Bill for an Act entitled, "An Act requiring all railroad companies engaged in the transportation of livestock to provide a sleeping coach for the accommodation of shippers when the train consists of five or more carloads of livestock.".....	444, 446.
317	A Bill for an Act entitled, "An Act to appropriate money for the construction and furnishing of a hospital and other buildings and improvements and repair of old buildings and improvements at the State Orphans' Home at Twin Bridges, Montana."	444, 446, 507, 571, 634, 636, 639, 642, 853, 927.
318	A Bill for an Act entitled, "An Act to prevent the issuing or transfer by any persons other than a warehouseman or person controlling a place for storing the goods, of any paper in similitude of a warehouse receipt, and prescribing punishment therefor."	444, 446, 500, 571, 825, 856, 879, 880, 904.
319	A Bill for an Act entitled, "An Act making an appropriation for the payment of warrants issued by the State Arid Land Grant Commission and for open accounts shown on the ledger of said Commission, and providing for the payment thereof."..	444, 446, 599.
320	A Bill for an Act entitled, "An Act to appropriate money to pay bounty claim of K. W. Hale.".....	444, 446, 599, 736, 750, 775, 807, 871, 906, 928.
321	A Bill for an Act entitled, "An Act to enable the council of cities or towns to change the boundary lines of said cities or towns by the disannexation of territory."	444, 446, 578, 670.
322	A Bill for an Act entitled, "An Act to amend Sections 6659 and 6687 of the Revised Codes of Montana, 1907, and to provide for the pro-rating of all attachments levied within ten days and for notice of attachment by posting.".....	444, 446, 500, 674, 701, 715, 717.

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323	A Bill for an Act entitled, "An Act appropriating money for the salary and expenses of the State Traveling Parole Commissioner.".....	444, 446, 506, 736, 750, 775, 806, 871, 922, 928.
324	A Bill for an Act entitled, "An Act appropriating moneys in the General Fund for the purpose of reimbursing owners of dairy cattle slaughtered under the provisions of Chapter 146, Laws of Montana, 1911, and providing for the manner of presenting and form of claims against the State for such reimbursement."	444, 446, 205.
325	A Bill for an Act entitled, "An Act creating the office of Investment Commissioner, and giving such official certain powers in relation to investment companies and stock brokers for the protection of investments, including the power to license the sale of such companies and stock brokers to the public of securities; defining investment companies and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stock brokers and providing for the regulation of their business as such, and providing penalties for the violation of this Act.".....	458, 460, 478, 572, 606, 619, 898, 927, 928.
326	A Bill for an Act entitled, "An Act to regulate common carriers, and to provide for certain rules and regulations looking to the safety and convenience of the traveling public and shippers upon railroad or railway trains, to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise), the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or un-	

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	loading tracks; and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana, certain powers in relation to all of the foregoing. Giving the District Court the power to enforce the ruling of the Commission, giving both parties the right of trial by jury and appeals and providing a penalty for the violation of the Act.".....	458, 460, 574, 606, 619, 706, 794, 882, 928.
327	A Bill for an Act entitled, "An Act to prohibit the sale of liquor by the glass or drink in a place where other business is carried on and providing penalties for the violation thereof.".....	459, 460, 635, 642.
328	A Bill for an Act entitled, "An Act to repeal Sections 4363 to 4399 inclusive, Revised Codes of Montana of 1907, and also designated Chapter 5, Title 8, Div. 1, Part 4 of said Code, being the Act that created the Board of Railroad Commissioners, and that defined its powers and duties; and also to provide for the disposition of the files, records, fixtures and other property now used by the Board by this Act to be abolished.".....	459, 460, 503.
329	A Bill for an Act entitled, "An Act declaring void all contracts made by common carriers and corporations and persons engaged in the transportation of persons and freight for hire or otherwise, limiting their liability."	459, 460, 502, 571, 825, 856, 879, 880, 884, 909.
330	A Bill for an Act entitled, "An Act to amend Section 3003 of the Revised Codes of Montana of 1907, providing for the deposit and control of all public moneys in the possession of and under the control of public officers, and providing for the payment of interest on all deposits of public money.".....	459, 460, 559.
331	A Bill for an Act entitled, "An Act to prevent black-listing of wageworkers and all other employees or imposing conditions on the employment of such wageworkers and other employees, other than as to the efficiency of such persons, and fixing penalties for the violation of this Act.".....	459, 460, 521.

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332	A Bill for an Act entitled, "An Act to amend Sections 1, 2, 3 and 4 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act to provide for the creation, organization and classification of new counties for locating county seats, for the adjustment and fulfillment of the rights and obligations arising between such counties and other counties, and providing penalties for the violation thereof.'.....	459, 460, 539, 600, 720, 745, 899, 905, 927, 928.
333	A Bill for an Act to amend Section 269 of the Revised Codes of 1907 of the State of Montana, relating to the duties of the State Board of Examiners in the employment of laborers in and about the State Capitol building.".....	459, 461, 557.
334	A Bill for an Act entitled, "An Act to amend Sections 268, 269 of the Revised Codes of Montana of 1907, relative to the employment and compensation of the employees for the care and maintenance of the State Capitol building.".....	460, 461, 656.
335	A Bill for an Act entitled, "An Act to amend Section 8611 of the Revised Codes of Montana defining the crime of arson.".....	460, 461, 606, 715, 825, 856.
336	A Bill for an Act entitled, "An Act to provide a special proceeding for the recovery of damages from the State Treasury for wrongful conviction in a criminal proceeding."	460, 461.
337	A Bill for an Act entitled, "An Act to provide for the collection of a license tax equivalent to 5% of the gross earnings of all express companies doing business in this State, to require reports from said express companies, to provide for examination of their books, to provide that express companies may be punished for any violation of this Act."...	460, 461, 880.
338	A Bill for an Act entitled, "An Act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men, except in elevators in buildings, and all persons who operate electric driven air compressors of over ten (10) horse-power, to obtain	

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	a license, and prescribing qualifications, fees and regulations therefor."	460, 461, 558, 600, 825, 856, 889.
339	A Bill for an Act entitled, "An Act appropriating money for the payment of the claims of William McCafferty, J. L. Engdahl and J. Hubber, for losses sustained in the slaughter of certain cattle, pursuant to the provisions of Section 1889 of the Revised Codes."	460, 461, 547.
340	A Bill for an Act entitled, "An Act to amend Section 2897 of the Revised Codes of Montana of 1907, relating to county printing."	460, 461, 579.
341	A Bill for an Act entitled, "An Act to provide for the payment of wages to employees and to provide penalties for violation thereof."	508, 510, 571.
342	A Bill for an Act entitled, "An Act to regulate the business of making or compiling abstracts of title to real estate, and to require a bond to be given by all persons, firms or corporations engaged in such business."	508, 510, 653.
343	A Bill for an Act entitled, "An Act to provide for the construction and mainttnance of drains, and the assessment and collection of taxes therefor, and repealing all Acts and parts of Acts in conflict herewith."	508, 510, 582, 670, 853, 906.
344	A Bill for an Act entitled, "An Act to permit Taxidermists to sell within the State of Montana any and all mounted and preserved dead bodies of any of the birds or animals, or any part thereof, mentioned in the game laws of the State, which have been mounted and preserved by said Taxidermists, and to ship and sell the same without the State of Montana when the owners of said bodies or parts thereof have failed, refused or neglected to pay for said mounting and preservation, and after said Taxidermists have made written reports thereof to said Game Warden, as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict herewith."	508, 510, 654.

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345	A Bill for an Act entitled, "An Act to amend Section 545 of the Revised Codes of Montana of 1907, relating to the form of ballot.".....	508, 210, 736, 825, 855, 879, 880, 911, 927, 928.
346	A Bill for an Act entitled, "An Act defining the duties of District Judges relating to the examination and approval of official bonds of county, township and school district officers, and other bonds required by law.".....	508, 510, 605.
347	A Bill for an Act entitled, "An Act to establish a system of examination for newspaper writers and editors; fixing the fees to be charged for licenses and the disposition of the funds thus created; and providing penalties for the violation of the provisions of this Act.".....	508, 510, 576, 577, 678.
348	A Bill for an Act entitled, "An Act to amend Section 7083 of the Revised Codes of Montana, of 1907, relating to Justices Courts and who entitled to costs."	509, 510, 605.
349	A Bill for an Act entitled, "An Act to amend Sections 1, 2 3 and 4 of Chapter 116 of the Montana Session Laws of 1911, relating to the establishment of a State Board of Poultry Husbandry, providing the duties of such board and appropriating money therefor."	509, 510, 541, 600, 765, 825, 833, 844, 916, 917, 928.
350	A Bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund for the payment of the salary of the Clerk of the Montana State Fish Commission, as provided in Chapter 106 of the Laws of the Twelfth Legislative Assembly."	509, 510, 548, 600, 674, 676, 695, 716, 916, 928.
351	A Bill for an Act entitled, "An Act authorizing and prescribing the processes to be used in the making and copying of public records in the public offices of the State of Montana, and amending Section 3032 of the Political Code (Revised Code) of the State of Montana.".....	509, 510, 657, 742.

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352	A Bill for an Act entitled, "An Act to amend Section 6315 of the Revised Codes of Montana of 1907 as amended by Chapter 114 of the Laws of 1909, relating to the causes in which Judges may be disqualified."	509, 510, 657.
353	A Bill for an Act entitled, "An Act providing for an action by any person or persons interested in real estate to determine conflicting claims to real property; providing for joinder of all persons known, claiming any right, title and interest in such property and for the joinder of all other persons unknown, claiming any right, title and interest in the property; and providing for the service upon such unknown persons by the publication of summons and other purposes.".....	509, 510, 604, 765.
354	A Bill for an Act entitled, "An Act defining and regulating theatres, providing for aisles therein and prescribing the means of ingress and egress therefrom."	509, 510, 603, 694, 825, 856, 889.
355	A Bill for an Act entitled, "An Act relating to divorce or dissolution of marriage; prohibiting remarrying within six months, providing punishment for a violation of the provisions of this Act, and requiring County Attorneys to resist undefended actions for divorce.".....	509, 510, 560, 600.
356	A Bill for an Act entitled, "An Act to amend Section 2769 of the Revised Codes of Montana of 1907, relating to the foreclosure of chattel mortgages."	509, 510, 680, 765,
357	A Bill for an Act entitled, "An Act providing for the placing, erection, use and maintenance of electric poles and appliances for the safeguarding of the public, and providing for a warning card system for the protection of linemen, employees, electricians or persons working in and about central stations, and in overhead and underground work of electrical plants and appliances, telephone and telegraph plants and appliances; and providing for the protection of wires and regulation and placing, erecting, use and appliance of high voltage cir-	

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	cuits, defining a dangerous electric voltage, and prescribing penalties for the violation thereof."....	523, 525, 600, 674, 699, 720, 740.
358	A Bill for an Act entitled, "An Act to extend the powers and prescribe additional duties for the Board of Railroad Commissioners of the State of Montana; to cause said Board to prosecute proceedings before the Interstate Commerce Commission; to prevent any member of said Board of Railroad Commissioners from pursuing any other vocation while in office; to provide for the removal of any member from said office ;and to prevent railroads and express companies from discrimination for or against any person or locality in this State,"	523, 525, 557, 600, 674, 723, 742, 744.
359	A Bill for an Act entitled, "An Act further to safeguard the lives of persons engaged in the railway service by requiring the use of storm windows on locomotives, making it an offense to operate such in such want of repair as that steam escaping from the same shall obscure the view of the engineer operating it, prohibiting the use of flanges attached to locomotives drawing trains or cars, and requiring engineers and firemen to be able to understand and speak the English language."	523, 525, 765.
360	A Bill for an Act entitled, "An Act appropriating money to purchase additional land for the State Orphans' Home at Twin Bridges, Montana.".....	523, 525, 547, 600, 674, 723, 739, 743, 882, 884, 928.
361	A Bill for an Act entitled, "An Act to establish a game preserve and to prohibit the hunting of game animals and game birds within certain districts in the State of Montana; defining the boundaries of said districts and fixing penalties for the violation thereof."	524, 525, 655.
362	A Bill for an Act entitled, "An Act to provide for library extension through the establishment and maintenance of County Free Libraries and the creation of a State Board of Library Commission-	

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	ers; and to repeal Sections 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1033, 1035, Revised Codes of 1907."	524, 525, 681, 742, 825, 856, 899.
363	A Bill for an Act entitled, "An Act appropriating money for the purchase of additional farm lands to be used in connection with the Montana School for the Deaf and Blind at Boulder, Montana.".....	524, 525, 668.
364	A Bill for an Act entitled, "An Act to amend Section 2928 of the Revised Codes of the State of Montana as amended by Section 3, Chapter 30 of the Laws of 1911, relating to County Fairs'.'.....	524, 525, 582, 670.
365	A Bill for an Act amending Section 3832 of the Revised Codes of Montana of 1907, relating to By-Laws of Corporations.....	524, 525, 742.
366	A Bill for an Act entitled, "An Act to require persons and corporations engaged in the business of furnishing abstracts of title to give bond in the sum of Ten Thousand (\$10,000.00) Dollars; to protect those who may be damaged by the negligence, inefficiency or fraud of persons engaged in said vocation; to provide for admission in evidence of certain abstracts in the courts; to entitle abstractors to receive certificate, and to provide for the revocation of said certificate, and the punishment of those who do business without filing a bond."	524, 526, 651.
367	A Bill for an Act entitled, "An Act regulating the practice of Dentistry in the State of Montana; for the appointment of a Board of Examiners, for defraying the expenses of said Board; defining the qualifications of dentists; providing for the licensing of dentists, and for the revocation of said licenses; defining the practice of dentistry; defining illegal practice of dentistry and for the punishment thereof; and for the repeal of Sections 1573, 1574, 1575, 1576, 1577, 1578, 1579, 1580, 1581, 1582, 1583 and 1584 of the Revised Codes of Montana of 1907, and all Acts amendatory thereof.".....	524, 526, 579, 670.

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368	A Bill for an Act entitled, "An Act to amend Chapter 80 of the Session Laws of 1911, entitled, "An Act relating to and regulating the sale of coal within the State of Montana, requiring all persons, associations and corporations, retailing or selling at retail, coal of any kind, to take out a license and providing penalties for violation of this Act.".....	524, 526, 580, 658.
369	A Bill for an Act entitled, "An Act for the extirpation and prevention of the dissemination of certain noxious weeds in the State of Montana; to pay for the extirpation thereof; to compel owners of land to repay same; to prescribe the duties of certain road and other officers; to punish persons who put harmful seeds upon the lands of another or upon public highways or along ditches, and to provide penalties for violation of this Act.".....	542, 543, 600
370	A Bill for an Act entitled, "An Act to amend Sections 1 and 18 of Chapter 122, of the Montana Session Laws of 1911.".....	242, 243, 577.
371	A Bill for an Act entitled, "An Act providing for the security of the depositors in the incorporated banks of Montana, creating the bank depositors guaranty fund of the State of Montana and providing regulations therefor, and penalties for the violation thereof."	542, 543, 820.
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57	A Bill for an Act entitled "An Act to provide that persons convicted of certain offenses may be given the benefits of a suspended sentence, and providing for the supervision and care of such persons.".....	301, 346, 386, 423, 461.
58	A Bill for an Act entitled, "An Act to create the State Board of Entomology; to define its powers and duties and appropriate money therefor.".....	284, 669, 736, 749, 775, 801.
59	A Bill for an Act entitled, "An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana, of 1907; and Chapter 127 of the Acts of the Eleventh Legislative Assembly in the State of Montana, being an Act entitled, "An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same; and to extend the payment of the installments over any period not exceeding	

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	eight years," approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to amend Section 3398 of the Revised Codes of the State of Montana, of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimilie signature of the Mayor and City or Town Clerk of such city or town," approved March 2, 1911.".....	510, 601, 602, 674, 765, 824, 826, 837, 859, 901.
61	A Bill for an Act entitled, "An Act providing for a summary method for procuring the right to erect a grain warehouse or grain elevator on railroad rights of way."	445, 502, 675, 676, 688, 713.
62	A Bill for an Act entitled, "An Act relating to the erection of platforms by railroads.".....	316, 370, 837, 425, 461.
65	A Bill for an Act entitled, "An Act to amend Section 149 of Chapter III., title I, part 3, of the Revised Codes of 1907, of the State of Montana relating to the salary of the Governor of the State of Montana."	301, 352, 386, 423, 462.
66	A Bill for an Act entitled, "An Act to amend Section 3180 of the Revised Codes of the State of Montana, relating to trial jurors.".....	317, 352, 386, 424, 462.
68	A Bill for an Act entitled, "An Act amending Section 2973 of the Revised Codes, respecting the classification of counties, and also restricting the number of deputy county officers.".....	445, 447.
69	A Bill for an Act entitled, "An Act to amend Section 44 of Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, relating to the sale of bonds of irrigation districts.".....	344, 369 387.
70	A Bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in Irrigation District	

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71	A Bill for an Act entitled, "An Act to amend Section 2199 of the Revised Codes of the State of Montana of 1907, relating to the giving of notice to the State Board of Land Commissioners of certain bond sales and prescribing penalties for failure to comply with such provision.".....	316, 387, 462.
72	A Bill for an Act entitled, "An Act to amend Sections 786, 2196 and 2197 of the Revised Codes of the State of Montana of 1907, as amended by Chapter 76 of the Laws of the Eleventh Legislative Assembly of the State of Montana, relating to the investment of funds of the State Normal School, permanent University Fund, permanent Agricultural College Funds and permanent School Funds.".....	344, 787, 825, 847, 879, 893, 903, 911.
73	A Bill for an Act entitled, "An Act to encourage dairying in the State of Montana, and to provide compensation to the owner of dairy cattle slaughtered or otherwise disposed of under the laws of this State, because of infection with tuberculosis.".....	445, 507, 599, 674, 724.
75	A Bill for an Act entitled, "An Act to amend Section 1014 of the Revised Codes of Montana of 1907, entitled, 'An Act to provide for the repayment of moneys borrowed for the maintenance of public schools,' approved January 27th, 1905.".....	445, 787.
77	A bill for an Act entitled, "An Act to create the county of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson county to conform thereto."	703, 706, 712, 764, 771, 778, 775, 803, 900.
78	A Bill for an Act entitled, "An Act to improve conditions affecting the health of certain workmen engaged in operating street railway cars or trolley cars; and providing for the heating of street car or trolley car vestibules during certain seasons.".....	493, 525, 578, 675, 676, 687, 713.

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79	A Bill for an Act entitled, "An Act to promote the safety of passengers and employees on street railway cars and trolley cars, and to provide for the use of certain safety appliances on all street railway cars or trolley cars used in regular service of conveying passengers in this state, and prescribing penalties for failure to comply with the provisions of this Act.".....	623, 651, 736, 748, 800.
80	A Bill for an Act entitled, "An Act to repeal Section 9289 of the Revised Codes of Montana of 1907 relating to evidence of false pretenses.".....	372, 383.
84	A Bill for an Act entitled, "An Act to amend Section 2 of Chapter 91 of the Twelfth Session Laws of 1911, relating to the payment of the expenses of district judges when holding court in other counties than the counties where they reside.".....	445, 498.
88	A Bill for an Act entitled, "An Act fixing and limiting the amount allowed the members of the State Board of Examiners as expenses when necessarily absent from the State Capitol in the discharge of official duties, required by law.".....	445, 497, 536, 570,
89	A Bill for an Act entitled, "An Act to amend Section 5815 of the Revised Codes of Montana, 1907, relating to liens for services of stallions, and providing a penalty for the violation of this Act.".....	445, 507, 675, 676, 688, 713.
91	A Bill for an Act entitled, "An Act to fix, define and determine the boundaries of Lincoln county, Montana."	525, 579, 675, 676, 687, 713.
95	A Bill for an Act entitled, "An Act to amend Section 2, of Chapter 136 of the Session Laws of 1911, relating to the prohibition and regulation of the issuance of reduced or free transportation by common carriers."	445, 502, 675.
97	A Bill for an Act entitled, "An Act authorizing Electors residing outside of any incorporated city or town, and more than five miles from the established polling place in the precinct in which they reside, to vote at the polling place nearest to their place of residence.".....	445, 455, 536.

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98	An Act to amend Section 9258 of the Revised Codes of the State of Montana of 1907 relating to peremptory challenges of trial jurors by the State in criminal actions	445, 499.
99	A Bill for an Act entitled, "An Act to divide the State of Montana into congressional districts."....	785, 825, 835, 879, 982.
100	A Bill for an Act entitled, "An Act to Amend Section 7641 of the Revised Codes of Montana of 1907, relating to accounts of executors or administrators or their personal representatives in case of death."	525, 681, 736, 748, 775, 796, 833.
101	A Bill for an Act entitled, "An Act to amend Section 1840 of the Revised Codes of 1907, relating to the quarantine of domestic animals and Texas cattle; and providing that before declaring a quarantine the veterinary shall exhibit to the owner or person in charge a specimen of the parasite, under microscope, or otherwise, for his inspection.".....	525, 713, 714, 825, 835, 879, 891, 917.
102	A Bill for an Act entitled, "An Act to amend Section 1906 of the revised codes of 1907 relating to bounty inspectors; abolishing the office of bounty inspector and providing, in lieu thereof, that the Sheriff and his deputies shall act as bounty inspectors at the County Seat.".....	658, 714, 825, 837, 879 893, 917.
104	A Bill for an Act entitled, "An Act to exempt women and children from the payment of a license to fish in the waters of Montana.".....	525, 654.
105	A Bill for an Act entitled, "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanic Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized, shall constitute the University of Montana; providing for control, and supervision thereof by the State Board of Education; authorizing said State Board, in its discretion, to employ a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana, and that	

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	the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said university; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institutions prescribing a seal for the University of Montana and its custody, and the affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the Presidents of the several institutions composing the University of Montana, and repealing all Acts and parts of Acts in conflict with this Act.".....	623, 695, 923.
107	A Bill for an Act entitled, "An Act to amend Section 1872 of the Revised Codes of Montana of 1907 relating to dipping sheep temporarily in this State."..	658, 714, 771, 774, 775, 804.
108	A Bill for an Act entitled, "An Act limiting the compensation of attorneys for services in the collection of claims for the injuries and death of employees, and providing penalties for violation thereof, and relating to contracts for compensation for such services."	623, 822.
109	A Bill for an Act entitled, "An Act providing for the protection for a period of twenty years of Mountain Sheep, Deer, Elk and other game animals and birds, defining the boundaries of the district in which they shall not be killed, and providing penalties for the killing of any game animals within said boundaries."	
112	A Bill for an Act entitled, "An Act to repeal Sections 8621, 8622 and 8624 of the Revised Codes of 1907 relating to burglary and declaring the punishment for the crime of burglary.".....	509.
113	A Bill for an Act entitled "An Act to repeal Sections 8290, 8291, 8292, 8293, 8295, 8296, 8297, 8298 and 9292 of the Revised Codes of 1907, relating to the crimes of murder and manslaughter; defining punishment therefor; declaring the burden of proof in	

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	certain cases and giving general form of indictment and information."	509.
115	A Bill for an Act entitled, "An Act to permit common carriers to carry free or at reduced rates persons and property in certain cases.".....	584, 599, 724, 738, 770.
116	A Bill for an Act entiled, "An Act to provide for payment for coal confiscated by railway companies, when consigned to others.".....	584, 674, 724.
117	A Bill for an Act entitled, "An Act to license motor vehicles, providing for the collection of said license and fixing the penalty for the violation thereof."....	746, 825, 834, 879, 890, 917.
120	A Bill for an Act entitled, "An Act to create the Fourteenth Judicial District of the State of Montana, to be composed of the counties of Broadwater and Meagher. To change the boundaries of the Ninth Judicial District to conform thereto; to change the boundaries of the Tenth Judicial District to conform thereto and to provide for the appointment, duties, powers and terms and compensation of Judge of said Fourteenth Judicial District.".....	593, 681, 736, 748, 751, 770, 775, 795, 824, 885.
121	A Bill for an Act to amend Section 188 of the Revised Codes of Montana of 1907, relating to the quarterly report of the State Treasurer.....	623, 699, 825, 835.
122	A Bill for an Act entitled, "An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code Revised Codes of 1907, designating who shall be eligible for admission into the State Home for Soldiers, Sailors and Marines.".....	510, 623, 699, 771, 775, 804.
125	A Bill for an Act entitled, "An Act to enable the State Agricultural College to buy and sell hog cholera serum to experiment therewith, and to appropriate One Thousand (\$1,000.00) Dollars to carry out the purpose of this Act.".....	525, 658, 667.

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126	A Bill for an Act entitled, "An Act to appropriate money for the construction of a building to be used for horticultural exhibits at the State Fair and to provide for a permanent plan for the development of said Fair."	890, 897, 914, 917.
127	A Bill for an Act entitled, "An Act to amend Sections 7671 and 7673 of the Revised Codes of the State of Montana, relating to the distribution of estates of deceased persons."	584, 658, 674, 724, 738, 770.
128	A Bill for an Act entitled, "An Act to amend Section 3456 of the Revised Codes of Montana of 1907 relating to notice of sale of city bonds."	525, 602.
129	A Bill for an Act entitled, "An Act authorizing the payment of the bounty claim of S. C. Leedy, and appropriating money from the State Bounty Fund for the payment thereof."	584, 746, 749, 801, 833.
132	A Bill for an Act entitled, "An Act to amend Chapter 113 of the Laws of 1911 relating to the registration of Electors in counties, cities, towns and school districts."	532, 682, 746, 825, 835, 879, 884.
133	A Bill for an Act entitled, "An Act to amend Section 8447 (636) of the Penal Code relating to trademarks."	525, 681, 746, 748, 775, 796, 833.
135	A Bill for an Act entitled, "An Act to enact a general highway law, with an appropriation to carry out its provisions; providing for the classification and permanent improvement of the public highways and for the granting of county and state aid in certain cases, and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes, and also repealing that certain Act approved March 2, 1909, entitled, "An Act to provide for the permanent improvement of	

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	the main highways by extension of county aid for such purposes, to provide the manner of petitioning for such improvement, for the levying of assessments upon lands benefitted thereby, for the payment of a part of the cost thereof," and repealing that certain Act approved March 8, 1909, entitled, "An Act placing the highways and bridges in counties of the first class under the supervision and control of the County Surveyor, defining his power and duties, fixing his compensation and abolishing the office of road supervisor in counties of the first class."	682, 825, 890, 897, 907.
136	A Bill for an Act entitled "An Act providing a method of distributing property located in this State and owned by estates of deceased persons who were non-residents of this State at the time of their death."	584.
137	A bill for an Act entitled, "An Act providing for the submission to the qualified Electors of the State of Montana of an amendment to Section 6 of Article 16 of the Constitution of the State of Montana relating to officers, their election or appointment and their terms of office other than named in the Constitution."	
139	A Bill for an Act entitled, "An Act to authorize any Board of County Commissioners to levy a tax of one mill or less on each dollar of taxable property for the purpose of establishing and maintaining a County Fair."	789, 823, 831, 915.
140	An Act authorizing the Bureau of Child and Animal Protection to contract with corporate societies for placing homeless children in good family homes; and providing for expense thereof."	623, 786.
141	A Bill for an Act entitled, "An Act regulating traction engines or machinery propelled or operated by gas, oil or any product of oil; prescribing the method of estimating the power or capacity thereof; requiring the same to be marked or labeled; forbidding false representation as to the capacity or power; requir-	

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	ing inspection by boiler inspector when requested; fixing the fees thereof and prescribing penalties."..	711, 737, 839, 879, 908.
142	A Bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Ses- sion of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly."	520, 539, 613, 630, 651, 711.
143	A Bill for an Act entitled, "An Act to authorize the compiling and publication of an official map of the State of Montana, and to enable the State of Mon- tana to purchase 400 copies of the map for State and School purposes.".....	711, 786.
145	A Bill for an Act entitled, "An Act to create the County of Wheatland, designate its boundaries and provide for its organization and government, and to change the boundaries of Meagher, Sweet Grass, Musselshell and Fergus counties to conform thereto."	703, 706, 712, 765, 771, 775, 803, 900.
148	A Bill for an Act entitled, "An Act to authorize the State of Montana to become indebted in the sum of \$50,000.00 for an executive mansion at Helena, Mon- tana, and for the equipment and furnishing of the same, and for the submission of this law to the qualified Electors of the State of Montana at the next general election.".....	658, 823.
151	A Bill for an Act entitled, "An Act defining the word "sale" as used in the Statutes of the State of Mon- tana, with relation to the sale of fish and game, the sale of which is prohibited by law.".....	623, 654, 736, 748, 775, 833.
153	A Bill for an Act entitled "An Act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana, and making the members thereof ap- pointive instead of elective.".....	789, 899.
154	A Bill for an Act entitled, "An Act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay freight	

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155	A Bill for an Act entitled, "An Act to provide for the publication of the proceedings of the Board of County Commissioners and all legal advertising."..	702, 706, 712.
156	A Bill for an Act entitled, "An Act to amend Chapter 146 of the Eleventh Assembly of the State of Montana, passed and approved March 18th, 1909, entitled, "An Act to provide for the creation, organization, government and extension of irrigation districts to prescribe the rights, powers and duties thereof; to provide for the acquisition—either by construction, purchase or otherwise—and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expense of such districts; and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized, or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Sections 2309 to 2402, both inclusive, of Title X., part 3 of the Revised Codes of Montana of 1907 by amending Section 38 thereof, relating to limitation of debt incurring power, and by inserting in Chapter 146, Sections to be numbered 56a, 56b, 56c, 56d, 56e and 56f, relating to and providing for the sales of lands for unpaid taxes and assessments and providing for the issuance of certificates for delinquent taxes and assessments, when the lands sold are struck off to any county of this State, and for the redemption of such certificates."	745, 771, 774, 775, 804.
157	A Bill for an Act entitled, "An Act to establish a Montana State Highway Commission, defining its duties and powers, and providing for its compensation, providing for a State Highway Commission Fund and appropriating money therefor.".....	658, 682, 825, 911.
158	An Act to prevent procreation by idiots, feeble-minded and insane persons and others.....	706, 789, 827.

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159	A Bill for an Act entitled, "An Act to amend Section 32 of Chapter 57 of the Twelfth Legislative Assembly of the State of Montana, being an Act providing for a commission form of government for cities providing for the election of officers therein, defining their duties and powers and providing for their compensation."	790, 827, 922.
160	A Bill for an Act entitled, "An Act to legalize proceedings of the Board of County Commissioners of any county and elections held and bonds hereafter issued pursuant thereto for the construction of highways and bridges.".....	623, 677, 736, 749, 775, 800, 833.
162	A Bill for an Act entitled, "An Act to amend Sections 5 and 16 of Chapter 148, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act to create and establish the office of State Fire Marshal, to provide for his appointment, fixing his salary and defining his duties and defining the duties and powers of certain other officials in relation thereto,' and providing for the appointment of Deputy Fire Marshal, and enlarging the powers of the State Fire Marshal.".....	712, 792, 825, 839, 879, 908.
163	A Bill for an Act entitled, "An Act to prescribe further duties and powers for the State Examiner; to cause the books and accounts of all incorporated cities and towns and the books and accounts of school districts of the first and second class to be examined at least once each year; to provide for the payment of fees for the examination thereof, and also to allow the State Examiner to appoint another deputy."	712, 789, 825, 839, 879, 892, 908.
164	A Bill for an Act entitled, "An Act regulating the fees of County Clerks.".....	712.
165	A Bill for an Act entitled "An Act to amend Section 8580, Revised Codes of Montana of 1907, relating to the crime of forceable entry and detainer.".....	712, 820.
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168	A Bill for an Act entitled, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for their compensation and providing the manner in which the same shall be paid."	703, 706, 712, 764, 835, 879, 892, 908.
169	A Bill for an Act entitled, "An Act to provide that no license shall be required for moving picture shows in places having a population not exceeding one thousand five hundred.".....	738, 788, 825, 839, 879, 900.
170	A Bill for an Act entitled, "An Act relating to the State Militia, and amending Sections 1050, 1057, 1060, 1061, 1062, 1079 and 1091 of the Revised Codes of Montana of 1907.".....	890, 915.
171	A Bill for an Act entitled, "An Act to fix the salaries of the County Superintendent of Common Schools in the several counties of the State of Montana."..	590, 820.
173	A Bill for an Act entitled, "An Act to prohibit the representation, classification, grading or marking of articles of merchandise at or to a higher class, grade or quality than which the same was purchased."	590, 827.
174	A Bill for an Act entitled, "An Act to appropriate money to pay the per diem and mileage of witnesses called by the joint committee appointed to investigate the complaints of settlers on public lands, and to pay the expense incurred by the joint committee appointed to investigate charges made against the management of the State Reform School."	590, 811, 916, 919.
175	A Bill for an Act entitled, "An Act to appropriate money to cover deficiency in an appropriation made by H. B. No. 401, an Act approved March 13, 1911, Session Laws of 1911, for the purchase of land for State Fair."	705, 894, 914, 918.

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176	A Bill for an Act entitled, "An Act to amend Sections 87 and 88 of Chapter 147, Session Laws, 1909, providing for the management and investment of the Permanent Land Grant Funds realized from the sale of state lands and the products thereof.".....	705, 890, 899.
177	A Bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in bonds of Carey Land Act irrigation projects organized under Montana laws, in addition to other securities, in which said companies are now authorized to invest their funds, and to permit the State Board of Land Commissioners to invest moneys derived from the sale of state lands and belonging to the Permanent Land Grant Funds in bonds of any irrigation district organized under the laws of the State of Montana, and in bonds of any Carey Land Act project organized under Montana laws.".....	705.
178	A Bill for an Act entitled, "An Act authorizing the appointment of a Chief Clerk to the State Auditor and Commissioner of Insurance ex-officio and providing the salary therefor.".....	890, 899, 915, 918.
179	A Bill for an Act entitled, "An Act to amend Section 2876 of the Revised Codes of Montana of 1907, relating to the limit of indebtedness each county may incur."	890.
181	A Bill for an Act entitled, "An Act providing for the payment of compensation to certain employees for accidental injuries suffered in the course of their employment, and defining the rights, remedies and liabilities of certain employers and employees engaged in extra hazardous occupations, and making provision for assuring the payment of the several amounts of compensation to which injured employees or their dependents may be entitled under the provisions of this Act.".....	880, 881.
182	A Bill for an Act entitled, "An Act to amend Section 6 of Chapter 146, Laws of the Twelfth Legislative Assembly of the State of Montana, relating to the tuberculin testing of cattle.".....	890, 900

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Memorials.

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4	Petition to Congress to enact such legislation as will be necessary for the establishment and the maintenance of an Agricultural Building for the display of agricultural products.....	593, 696, 825, 851, 879, 891, 809.
5	A Petition to Congress to set aside twenty-five per cent of the revenues derived from the national forests to be used in the construction of public highways.	703, 706, 709, 712, 736.
6	A Memorial praying the Congress of the United States to increase the area of land to be donated to the establishment of Fort Assinniboine of an agricultural or public institution by the State of Montana, from one section to two thousand (2,000) acres."	712, 736, 771, 828, 879, 891, 809.
7	To the Honorable Senate and House of Representatives in Congress of the United States Assembled..	707, 890, 900.

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1	A Resolution providing for the investigation of rail-road freight rates on wheat shipments to eastern markets	67, 68, 156, 820.
3	A Resolution extending the thanks of the Legislative Assembly of the State of Montana to Charles M. Russell, E. S. Paxon and Ralph DeCamp.....	593, 736, 749, 801, 832.
4	Relative to aid from the Government of the United States for industrial education and establishment of a National University and Department of Education.	705, 890, 900.
5	Whereas, it is the sense of the Thirteenth Legislative Assembly of the State of Montana that there is need for certain book typewriting machines for bound books for the purpose of engrossing the bills of the Legislative Assembly of the State of Montana.	

HOUSE JOURNAL
OF THE
Thirteenth Legislative Assembly
OF THE
STATE OF MONTANA

HOUSE OF REPRESENTATIVES.

First Day

Helena, Montana, Monday, January 6, 1913.

Pursuant to law, at the hour of 12 Noon, the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana was called to order by the Honorable A. M. Alderson, Secretary of the State of Montana.

Prayer by Chaplain.

The Secretary of State appointed C. Z. Pond temporary chief clerk and M. J. O'Leary, temporary assistant chief clerk.

The roll was called and the members presented their certificates of election, with the exception of Conner of Lincoln, Ezekiels of Silver Bow, Kiley of Silver Bow, Clay of Valley and Cookingham of Valley, who were absent, and Glenn of Meagher and Jordan of Dawson, who failed to have their certificates of election with them.

Secretary of State Alderson introduced Associate Justice W. L. Holloway of the Supreme Court of the State of Montana, who administered the oath of office to the members present, who duly signed as follows:

Annin, J. B.
Blair, George A.
Blair, John W.
Blake, Harold N.
Brower, Andrew J.
Burnett, Harvey
Burns, James
Camp, James
Carnal, F. A.
Carroll, Chas. P.
Chrismas, Wm.
Clark, T. L.
Collins, John

Cramer, M. W.
Crippen, H. C.
Crull, E. J.
Cutts, William
Davidson, John
Davis, John A.
Day, E. C.
Doggett, Jeff.
Drinkard, Charles A.
Durkan, Martin
Elliel, Frank
Ellingson, Henry
Fishbaugh, L. M.

Fisher, Henry	Macdonald, A. D.
Gleason, John O.	McRae, Charles
Gould, Mert	Mains, D. F.
Graybeal, J. M.	Mayfield, H. T.
Harmon, W. E.	Meadors, J. P.
Henley, J. B.	Murphy, Dennis
Higgins, Ronald	Murray, Frank C.
Hold, Elmer	Norton, Thomas J.
Hough, W. H.	Nye, W. N.
Huddleston, John	O'Neill, Frank D.
Hustead, W. D.	Phillips, Ira J.
Jahreiss, John	Pope, Joseph
Jewell, John Jacob	Poulsson, W. C.
Johnson, Raymond R.	Prescott, Clarence
Jordan, A. L.	Rhoades, W. B.
Kelly, W. H.	Rowe, Wearn.
Kemmis, Walter D.	Sickler, A. R.
King, W. R.	Smith, Hedley F.
Kirschwing, Joseph	Spogen, Dominic
Kuphal, F. W.	Stewart, H. M.
Largey, E. Creighton	Sullivan, M. J.
Lemmon, Charles A.	Sweet, E. A.
Lovelace John A.	Tighe, W. J.
McClung, Charles F.	Walker, Frank E.
McMahon, William J.	Word, William F.
McNally, James E.	Working, Lincoln

Nominations for Speaker being in order, Day of Lewis and Clark, nominated Macdonald of Flathead.

Blake of Deer Lodge nominated Eliel of Beaverhead.

Pope of Yellowstone nominated Crippen of Yellowstone.

Nominations being closed, roll was called with the following results:

Those voting for Macdonald were as follows:

Barnett, Burns, Carroll, Christmas, Clark, Cutts, Day, Drinkard, Durkan, Fishbaugh, Fisher, Gleason, Gould, Graybeal, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kelly, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, Murray, McClung, McMahon, McNally, Murphy, Norton, O'Neill, Phillips, Prescott, Rhoades, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Walker and Word—45.

Those voting for Eliel were as follows:

Blair (of Powell), Blake, Brower, Camp, Crull, Doggett, Harmon, Higgins, Hough, Mains, Meadors, Poulsson, Rowe, Tighe and Working—15.

Those voting for Crippen were as follows.

Annin, Blair (of Ravalli), Carnal, Collins, Cramer, Davidson, Ellingson, Davis, Henley, Jordan (of Flathead), Jordan (of Dawson), Kemmis, MacRae Mayfield, Nye and Pope—16.

Those not voting were Macdonald, Eliel and Crippen and Glenn.

Those absent were Conner, Ezekiels, Kiley, Clay and Cookingham.

Macdonald receiving a majority of all votes cast was declared Speaker of the House.

The Secretary of State appointed Day of Lewis and Clark and McNally of Silver Bow to escort Macdonald to the chair.

Mr. Speaker called for nominations for officers and employees of the House.

Rhoades of Flathead moved the election as officers and employees of the House the following:

Speaker pro tem., Joseph Kirschwing; chief clerk, C. Z. Pond; assistant chief clerk, M. J. O'Leary; sergeant-at-arms, George Van Fleet; assistant sergeant-at-arms, Henry Kiefer; chaplain, Rev. E. J. Stanley; engrossing clerk, Miss Anna McDonald; assistant engrossing clerk, Mrs. Catherine Monroe; enrolling clerk, Wm. Hirsch; assistant enrolling clerk, Miss Edna Fridley; journal clerk, D. Oswald Cohan; assistant journal clerk, Miss Anna Kelly; bill clerk, T. S. Garlow; reading clerk, H. Gordon Bennett; door keepers, Harry McLaughlin, Ed O'Brien, John Carney, W. O. Cowan; pages, Otto Jensen, P. Gosney, Ralph Bennett, Vincent Murphy, Michael Connors, John Ferry; guards, Hi Farnum, Wm. Redding, Chas. Logue; janitor, John Pearson; assistant janitor, John Nangle.

Blake of Deer Lodge moved the election as officers and employees of the House the following:

Speaker pro tem., Col. E. J. Crull; chief clerk, Nathan Godfrey; assistant chief clerk, H. A. Harrison; sergeant-at-arms, James Munding; assistant sergeant-at-arms, W. W. White; chaplain, Rev. James F. McNamee; engrossing clerk, Alex Remneas; assistant engrossing clerk, A. H. Eislein; enrolling clerk, Richard Price; assistant enrolling clerk, E. C. Leonard; journal clerk, John R. Stout; assistant journal clerk, Raymond Conger; bill clerk, P. E. Sommerhauser; doorkeepers, Joe Johnson, James Crump and G. M. Ellis; pages, John Murphy, Brondell Menard, Neil Campbell, Clarence Allison and Finley McRae; watchmen, Nathaniel Stark, A. R. Lyndes, William Meyer; janitors, Ed Miller, Con O'Leary.

Pope of Yellowstone moved the election as officers and employees of the House the following:

Speaker pro tem., W. E. Harmon; chief clerk, E. M. Hutchinson; assistant chief clerk, R. J. Miller; sergeant-at-arms, W. T. Dawe; assistant sergeant-at-arms, John Anstett; chaplain, Rev. E. W. Tenny; engrossing clerk, Miss May Blow; assistant engrossing clerk, Miss Mable Morrison; enrolling clerk, W. H. Patterson; assistant enrolling clerk, John O. Grady; journal clerk, David Tripp; assistant journal clerk, Daisy I. Blackstone; bill clerk, Fred Rose; doorkeepers, C. J. Reiche, J. M. Winters, C. C. Reiss; pages, Ward St. Clair, Arnold Walker, Preston Wade, James Thompson, Charles Smith; watchmen, W. L. Bell, J. R. Thompson, Ben Lamb; janitor, James Swindle; assistant janitor, Ed Erickson.

Moved by Rhoades of Flathead that the Secretary Pro Tem cast for the Democratic caucus nominee the same number of votes as were cast for Speaker Macdonald, and to cast for the Republican caucus nominees the same number of votes as were cast for Eliel of

Beaverhead, and to cast for the Progressive caucus nominees the same number of votes as were cast for Crippen of Yellowstone.

The Temporary Chief Clerk thereupon cast votes in accordance with said motion, and the list of names of officers and employees named by Rhoades being declared elected, were sworn in.

A committee was announced from the Senate and Senator Byrnes, chairman of said committee, reported that the Senate was organized and ready for business.

On motion of Kirschwing of Cascade, duly seconded, Mr. Speaker duly appointed the following committee of three, Kirschwing of Cascade, Eliel of Beaverhead and Crippen of Yellowstone to notify the Senate that the House was duly organized and ready for business.

The above committee thereafter reported that it had performed its duty.

On motion of Higgins of Missoula, duly carried, Mr. Speaker appointed the following committee consisting of Norton of Silver Bow, Sweet of Sanders and Higgins of Missoula to notify the Governor that the House was ready for business.

Motion by McNally of Silver Bow, duly carried, that a committee of three be appointed to act in conjunction with a similar committee from the Senate, to elect a postmaster and assistant postmaster. Mr. Speaker appointed Spogen, Blake and Murphy on said committee.

On motion of Norton of Silver Bow, duly carried, the Rules of the House of the Twelfth Legislative Assembly were adopted as the Rules of the Thirteenth Legislative Assembly, until such time as new rules were submitted and adopted.

On motion of Blake, duly carried, the Speaker was empowered to employ a stenographer.

Owing to illness, Ezekiels and Kiley of Silver Bow were granted a week's leave of absence.

On motion of Eliel, duly carried, a recess was declared pending the return of the committee appointed to wait on the Governor.

HOUSE RESUMED.

Mr. Speaker in the Chair.

Norton of Silver Bow reported to the House on behalf of committee, that the Governor would advise that he would address both Houses in joint session tomorrow morning, January the seventh, at 12 o'clock.

Mr. Speaker gave notice that the papers concerning the contest of Blake vs. Cole were in the hands of the Chief Clerk, and would be acted upon when he had appointed the Committee on Privileges and Elections.

Mr. Speaker appointed the following Committee on Employees: Prescott of Missoula, Rhoades of Flathead and Camp of Yellowstone.

The following communication was received and read:

Helena, Montana, Jan. 6, 1913.

Honorable A. D. Macdonald,
Speaker of the House of Representatives,
City.

My Dear Sir:

It is the desire of the Executive Committee having in charge the arrangement of the inaugural reception that the House attend in a body, and to this end arrangements have been made to have them presented just after the members of the Senate. It would greatly facilitate matters if the members of the House and their ladies would meet in the lobbies of the House about 8:30, and prepare to go to the reception as soon as it is announced that the doors are open. Convenient cloak rooms are provided on the ground floor, or the members, if they desire, can use their own cloak room. The reception will start promptly at 8:30, and the House will be received immediately after the Justices of the Supreme Court and the Senate, whose reception will probably occupy about 40 minutes. Will you please make public announcement of this arrangement.

Respectfully yours,

E. C. DAY Chairman.

The committee in charge of arrangements for the Inaugural Reception and Ball to be held in the Capitol this evening, requests that members of the Senate and their ladies, upon arrival at the Capitol about 8 o'clock, and after leaving wraps at the cloak room, take the legislative elevator to the Senate Chamber and there await summons to form for the reception.

There will be guides at the entrance to direct Senators to the cloak room. Those in carriages will enter at rear entrance on ground floor. Those coming in cars or walking will enter front entrance, ground floor, west wing, known as the Legislative entrance.

On motion of Eliel, the House adjourned at 1:30 P. M. to meet tomorrow morning at 11 o'clock.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Second Day

Tuesday, January 7th, 1913.

House met pursuant to adjournment at 11:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll was called.

Quorum present.

On motion of Eliel, the Journal of January 6th as read was approved.

On motion of Crippen, all members who were not sworn in yesterday owing to not having their certificates, were sworn in so that

their per diem would start with the first day of the session.

All employees of the House were sworn in at this time also, by Mr. Speaker.

The following report was adopted:

Mr. Speaker:

Your committee selected to act with a like committee from the Senate for the selection of a Postmaster and an Assistant Postmaster, beg leave to report as follows:

We recommend the appointment of Judge W. T. Meyer of Missoula as Postmaster and Arthur McDonald of Lewis and Clark County as Assistant Postmaster.

Respectfully submitted,

DOMINIC SPOGEN, Chairman.

COMMUNICATIONS.

The following communications were received and read:

Senate Chamber, Helena, Montana, January 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate was this day organized by the election of Senator Chas. S. Muffy, President pro tem., and the selection of the following officers and attaches:

Chaplain,	I. N. Smith.
Secretary,	G. G. Watt.
Assistant Secretary,	Seth Maxwell.
Sergeant-at-Arms,	L. S. Butler.
Assistant Sergeant-at-Arms	Thomas F. Murphy.
Journal Clerk.	D. E. Rority.
Assistant Journal Clerk,	Miss C. Percy.
Engrossing Clerk,	Phil Long.
Assistant Engrossing Clerk,	Ed Beal.
Enrolling Clerk,	Chas. Tracy.
Assistant Enrolling Clerk,	Josephine Carson.
Bill Clerk,	Chas. Howard.
Printing Clerk,	J. P. Martin.
Assistant Printing Clerk,	Mayne Johnson.
Doorkeepers,	Thad Avery, J. M. Paige, Robert Jennings.
Watchmen,	Steve Tate, C. Ackelmeyer, W. H. Bushnell.
Janitors,	A. J. Haley, Frank Lenahan.
Clerks,	Mrs. L. Catlin, Miss A. Shea, Miss F. Guinan, Miss G. Ashby.
Pages,	Curtis Litton, Jos. Bubser, Ed McAvoy.
Telephone Page,	Finley MacRae.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber, Helena, Montana, January 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate today appointed a committee of three to act with a similar committee of the House, as a joint committee to select a Postmaster and Assistant Postmaster, said committee consisting of Senators Stout, Minor and Donlan.

Very respectfully,

G. G. WATT, Secretary.

NOTICES OF BILLS.

The following notices were given:

By McNally: A bill regulating the hours of female employees in certain industries.

By McNally: A bill pertaining to creating free night schools in cities of certain population.

By Higgins: A bill for the submission to qualified Electors of the State of Montana for an amendment to Section 9 of Article XII. of the Constitution of the State of Montana relating to revenue and taxation.

By Higgins: A bill for the construction, maintenance and operation of a Fish Hatchery in Missoula County and to appropriate money for the construction, maintenance and operation thereof.

By Higgins: A bill to create and establish a School of Forestry at Missoula to be conducted and operated as a department of the University of Montana, to provide a name and to make an appropriation therefor.

By Jordan (of Flathead): A bill to amend Section 4413 of the Revised Codes of Montana of 1907, providing for the filing of a copy of the charter and a statement of the business conditions of foreign corporations before selling stocks or bonds or doing any other business in the State of Montana.

INTRODUCTION OF BILLS.

The following bill was introduced without objection:

Helena, Montana, January 7, 1913.

Mr. Speaker:

I would respectfully ask unanimous consent of the members present to introduce a bill without previous notice.

The title of said bill is: "A bill for an Act entitled, "An Act relating to the compensation of injured workmen in our industries and the compensation to their dependents where such injuries result in death, creating an industrial insurance department, making an appropriation for its administration, providing for the creation and distribution of funds for compensation and care of workmen injured in the hazardous employments, providing penalties for the non-observance of regulations for the prevention of such injuries and for a violation of its provisions, asserting and exercising police power in such cases, and except in certain specified cases, abolishing the doctrine of negligence as the ground for the recovery of damages against employers and depriving the courts of jurisdiction of such controversies."

DENNIS MURPHY, of Silver Bow.

On motion of Eliel, a committee of three was appointed to draft resolutions in sympathy with Representative McNally on the death of his mother and immediately after the Governor's address the House adjourned as a mark of respect.

The following committee was appointed: Eliel, Norton and Durkan.

On motion of Carnal, a committee of three consisting of Higgins, Kirschwing and Blake, was appointed to draft resolutions of sympathy on the death of A. H. Reser and Dr. Blackburn, members of the Twelfth Legislative Assembly.

On motion of Day, recess was taken and the Speaker appointed a committee of three, consisting of Fisher, Kuphal and Crippen, to notify the Senate that the House was ready for joint session.

JOINT SESSION.

At 12:15 P. M., the Honorable Senate appeared at the door of the House and was duly introduced and received. The joint assembly was presided over by Senator Muffy, president pro tem of the Senate.

The Secretary of the Senate called the roll of the Senate and the Chief Clerk of the House called the roll of the House and announced that a quorum was present.

The Chair appointed Senator Dearborn, Representative Day and Representative Doggett as a committee to notify the Governor that the joint assembly was in session.

RESOLUTION.

The following resolution was received and read and was unanimously adopted by standing vote:

WHEREAS, During the past five years the State of Montana has had the good fortune to have as chief executive officer the Hon. Edwin L. Norris, and,

WHEREAS, The people of Montana recognize the great ability and high character of said Edwin L. Norris and regret the fact that he has withdrawn from public office, and,

WHEREAS, the conservation and development of the resources of the West is one of the great problems facing the incoming administration of the national government, and recognizing the fact that Governor Norris has been one of the foremost students and practical workers in all matters pertaining to the welfare and development of the country, and desiring to secure to the whole people the valuable services of the Hon. Edwin L. Norris;

NOW, THEREFORE, BE IT RESOLVED, That we hereby respectfully ask the Hon. Woodrow Wilson, president-elect, to give careful consideration to the name of Edwin L. Norris for appointment to the position of Secretary of the Interior;

AND, BE IT FURTHER RESOLVED, That a copy of this resolution, bearing the official seal of the State, and the signature of the presiding officers be transmitted to the Hon. Woodrow Wilson.

WHITESIDE.

Governor Stewart appeared at the door of the House and was escorted to the platform and introduced to the Assembly, and proceeded to deliver his message to the joint assembly.

Motion by Eliel that the joint assembly tender a vote of thanks to His Excellency, the Governor, for his message.

Motion prevailed unanimously.

Motion by Higgins amended by Whiteside, duly carried, that the Printing Committee have two thousand copies of the Governor's message printed for distribution in the Senate and House.

On motion of Whiteside the joint assembly was dissolved and the Senate retired from the body of the House.

HOUSE RESUMED.

Mr. Speaker in the chair.

The following Committee on Privileges and Elections was appointed by the Speaker:

Lemmon, Deer Lodge; Jahreiss, Silver Bow; Word, Lewis and Clark; Murray, Cascade; Graybeal, Gallatin; Holt, Custer; Eliel, Beaverhead; Higgins, Missoula; Blair, Powell; Mayfield, Flathead; Pope, Yellowstone.

In conformitey with the motion of Eliel, the House adjourned at 1:00 P. M. to meet tomorrow at 10:30 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Third Day.

Wednesday, January 8, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

On motion of Eliel, the Journal of January 7th as read was approved.

MESSAGES FROM SENATE.

The following communications were received from the Senate:

Senate Chamber, Helena, Montana, January 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the report of the Joint Committee appointed to select a Postmaster and Assistant Postmaster, which report provided for the appointment of W. J. Myer of Missoula County as Postmaster and Archie McDonald of Lewis and Clark County as Assistant Postmaster was today adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber, Helena, Montana, January 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were today given as follows:

By George: A bill for an Act entitled, "An Act for a Public Utility bill providing for a Public Service Commission."

By Leary: A bil for an Act entitled, "An Act to amend Seciton 9720 of the Revised Codes relating to the appointment and tenure of office of the Warden of the State Prison."

By Stout: A bill for an Act entitled, "An Act for the submission to the qualified Electors of the tSate of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana, relating to the rights of suffrage and qualifications to hold office.

Very respectfully,

G. G. WATT, Secretary.

COMMUNICATIONS.

The following communications were recieved and read:

Denver, Colorado, December 19, 1912,

DENVER CHAMBER OF COMMERCE.

To the Hon. Speaker of the House,
House of Representatives,
State of Montana,
Helena, Montana.

Dear Sir:

One subject which is of more importance to the development of the West than all of the other public questions combined, is, we believe, the appointment of a Secretary for the Department of the Interior who is qualified to represent the West in problems dealing with the public domain.

The legislature of your State can exert great influence with President-elect Wilson to this end. Enclosed is a copy of a resolution, which, if endorsed and sent to the President-elect, will have considerable weight in the matter.

The importance of choosing a western man for Secretary of the Department of the Interior, in order that the vast country west of the Missouri river may proceed with its development, demands that all take quick action and put their whole force behind the movement to secure a Secretary for the West.

We are not suggesting a candidate, but merely are emphasizing the fact that the West can best be served by the appointment of a man to the cabinet who has the proper knowledge and experience, and who necessarily must be a western man.

We hope, therefore, that you will support this movement and give it your immediate and hearty endorsement. We will appreciate hearing from you by an early mail just what action your body decides to take, and would like to have a copy of whatever communication you may forward to Washington.

Yours very truly,

E. J. YETTER, President.

DENVER CHAMBER OF COMMERCE.

A WESTERN MAN FOR SECRETARY OF THE
DEPARTMENT OF THE INTERIOR.

WHEREAS, There is probably no matter of greater importance to

the entire country than the growth and development of the West; and

WHEREAS, Many of the resources of this great territory practically inexhaustible in riches and possibilities for development, now lie dormant under government control, particularly in the Rocky Mountain Region and the states west of the range; and

WHEREAS, In this vast territory there are unknown quantities of minerals and precious metals, such as silver, gold, lead, zinc and other ores, stone, clay, oil, coal, etc., which should be made accessible to the people of the United States, as well as millions of acres of cultivated soil, which should be opened to the settler; and,

WHEREAS, A man that is appointed to the high office of Secretary of the Department of the Interior should be one who has lived in one of these Western states long enough to have come in contact with these enormous resources, one who has had personal experience and is quipped with a thorough knowledge of the public land matters;

THEREFORE, BE IT RESOLVED, That we petition the Honorable President-elect Woodrow Wilson to select a man whose residence is in the West, who is familiar in a marked degree with affairs dealing with the public domain, a man with broad views and who is fair in his decisions—one who has the qualities of statesmanship and a love for the West which will inspire him in an effort to bring about the greatest possible development of the western territory along broad lines for the benefit of the whole people of the United States.

BE IT FURTHER RESOLVED, That we do not attempt to suggest any particular candidate for the office, believing that the President-elect in his sound judgment and interest in the welfare of the West will appoint a Western man of such qualifications as we have outlined and which would further commend him to the people of this country as their champion and an empire builder.

Note—Please notify the Denver Chamber of Commerce of any action taken in regard to this resolution.

On motion of Day the Chief Clerk was instructed to communicate with the Denver Chamber of Commerce regarding the above communication.

HELENA PUBLIC LIBRARY,
Helena, Montana.

January 6, 1913.

To the Members of the Thirteenth Legislative Assembly,
Helena, Montana.

Gentlemen:

The trustees and the members of the staff of the Helena Public Library extend to you and the members of your families a most cordial invitation to visit the library and make use of the resources contained therein.

In the various classes of books represented there are some that will appeal to all classes of readers. This is also a depository library for the government documents.

Application cards for the privilege of loans will be issued without deposits or guarantees of any nature.

The entire library staff is at the service of all and will deem it a pleasure to assist in reference work or the loans of books.

Very truly yours,

JOSEPHINE M. HALEY, Librarian.

O motion of Higgins a vote of thanks was tendered to the Helena Public Library for this courtesy extended.

FROM THE GOVERNOR.

The following communication from the Governor was received and read:

EXECUTIVE OFFICE, HELENA, MONTANA.

January 6, 1913.

The Speaker of the House of Representatives,

House of Representatives,

Helena, Montana.

In compliance with the provisions of the Constitution, I have the honor to submit the following report of pardons, diminutions of sentence and commutations granted since the time of the report submitted to the Twelfth Assembly:

BY GOVERNOR NORRIS.

PARDONS.

JAMES WARNER.

On January 9, 1911, a pardon was granted to James Warner, who was committed from Beaverhead County in November, 1907, for nine years, for forgery. The pardon was based upon the recommendation of the prison physician and warden, Warner being a sufferer from tuberculosis in an advanced stage, and his confinement being a menace to the other prisoners.

CLARENCE TWEEDEN.

On July 13, 1911, a pardon was granted to Clarence Tweeden, who was committed to the State Reform School from Silver Bow County for vagrancy and incorrigibility. The boy's parents were anxious to take him to their home in North Dakota, and the Executive Board of the Reform School recommended that the boy be pardoned.

WALTER BERGAN.

On July 18, 1911, a pardon was granted to Walter Bergan, who was convicted in Meagher County and sentenced to eighteen months, for assault in the second degree. The presiding judge, Hon. E. K. Cheadle, expressed the belief that Bergan was innocent and recommended the pardon.

SAM CHEW.

On November 25, 1911, a pardon was granted to Sam Chew, who was convicted of assault in the third degree and sentenced to six months in the Lewis and Clark county jail. The prisoner had served four months in jail, and his pardon was recommended by Hon. J. M. Clements and Hon. A. P. Heywood, respectively the presiding judge and county attorney, and the jurors who sat at the trial of the case.

J. L. MADDOX.

On November 25, 1911, a pardon was granted to J. L. Maddox, who was convicted in Gallatin county of selling liquor without a license

and sentenced to four months in the county jail. Maddox, who was then in his seventieth year, had served more than three months of his term, and his pardon was recommended by Mr. Associate Justice Smith of the Supreme Court; and Hon. Justin M. Smith, County Attorney of Gallatin County, made no opposition to the pardon.

JOSEPH WEIR.

On June 20, 1912, a pardon was granted to Joseph Weir, who, in September, 1895, was convicted in Cascade county of the crime of rape and sentenced to life imprisonment. Weir was ill and infirm, and in the opinion of the prison physician a recovery was unlikely. The pardon was granted upon the condition that Weir's relatives in England should at once take him out of the United States.

CHARLES J. GREENE.

On July 8, 1912, a pardon was granted to Charles J. Greene, who was convicted of petit larceny in Gallatin county and sentenced to six months in the County Jail. Greene had served more than three months of the sentence, and his application for pardon was supported by Hon. Justin M. Smith, County Attorney. Green's petition also bore the signatures of Hon. W. R. C. Stewart, District Judge; Hon. W. T. Gilmer, Justice of the Peace who sentenced the prisoner, and numerous county officers of Gallatin County.

JOHN P. MORRISON.

On November 9, 1912, a pardon was granted to John P. Morrison, who was convicted in Granite County of the crime of rape and sentenced to two years' imprisonment. Upon a careful reading of the testimony the Governor reached the conclusion arrived at by the Supreme Court, which declared that the jury should not have believed the prosecuting witness' story to the effect that she was raped.

COMMUTATIONS AND DIMINUTIONS.

FRANK MORRIS.

On June 20, 1911, a commutation of sentence was granted to Frank Morris, who was sent up from Lewis and Clark County for twelve years for burglary in the first degree, his term being reduced to eight years. The commutation was granted because of the extreme youth of the prisoner at the time of the commission of the crime, his apparent reformation and the recommendation of Hon. J. M. Clements, the presiding judge.

BARNEY HEDICAN.

On July 11, 1911, a remission of sentence was granted in the case of Barney Hedican, who was committed to the State Prison from Ferguson county, for grand larceny. He was twice tried and convicted for two offenses, and sentenced to terms of eight years and six years respectively. It was shown that Hedican had been a model prisoner and that he exhibited every indication of reformation. His second sentence of six years was remitted.

WILLIAM HOWELL.

On November 13, 1911, a diminution of sentence from life imprisonment to twenty-two years was granted to William Howell, who was sent up from Chouteau county in November, 1900, for murder. The

diminution was granted on the ground that under all of the circumstances surrounding the case the punishment inflicted was unduly severe, and in view of the excellent record of the prisoner during his imprisonment.

CORNELIUS CREAN.

On May 1, 1912, a commutation of sentence from ten years to six years was granted to Cornelius Crean, who was convicted in Jefferson county of the crime of manslaughter in May, 1909. It was held that the object sought to be accomplished by the prisoner's punishment had been attained, and his excellent reputation before conviction and his conduct as a prisoner were taken into consideration.

MILTON O. HOWELL.

On June 20, 1912, a diminution of sentence from life imprisonment to twenty-three years was granted in the case of Milton O. Howell, who was convicted in Fergus county of the crime of murder in the first degree and sentenced to be hanged, his sentence having been commuted to life imprisonment by Governor Smith. An examination of the skull of the man whom Howell killed showed that the fatal shot had entered from the front and not from the rear of the head, thus tending strongly to corroborate the testimony of the defendant on the trial of the case. The presiding judge, the county attorney and the attorney general who prosecuted the action, recommended a pardon in this case.

WILLIAM ALBERTSON.

On July 23, 1912, a diminution of sentence from four years to eighteen months was granted to William Albertson, who was sent up from Valley county, having pleaded guilty to the charge of grand larceny. Albertson's pardon was urged by Hon. Frank N. Utter, the presiding judge, and a number of citizens of Valley county, and the diminution was granted in consideration of the youth of the offender, his previous good reputation, the fact that it was his first offense, and the further fact that the punishment, under all of the circumstances, was severe.

THOMAS FORD.

On August 14, 1912, a diminution of sentence from ten years to nine years was granted in the case of Thomas Ford, who was sentenced in Flathead county, for the crime of manslaughter. It was held that the punishment imposed had served its purpose and the reformation of the prisoner had been accomplished.

FREDERICK BYRD.

On November 8, 1912, a commutation of sentence from twenty-five years to seven years was granted in the case of Frederick Byrd, who was convicted in Carbon county of the crime of murder in the second degree. It was held that the sentence pronounced in this case was greater than the premises warranted, and that the prisoner was not guilty of any crime other than manslaughter.

BY ACTING GOVERNOR ALLEN.

PARDONS.

MICHAEL J. POWERS.

On December 18, 1911, a pardon was granted to Michael J. Powers, who was sent up from Silver Bow county for a term of ten years, for

manslaughter. In a signed petition eleven of the jurors in the case stated that while the punishment of the prisoner was left to the Court, the jurors favored terms ranging from one to three years. On account of mitigating circumstances and the previous good character of the prisoner, the pardon was granted.

SALVATORE FRANCESCHI.

On December 19, 1911, a pardon was granted to Salvatore Franceschi, who was committed from Silver Bow county for a term of ninety-nine years, for murder in the second degree. At the time of the pardon Franceschi was nearly sixty years old, and it was believed that he was becoming insane. The pardon was granted upon the condition that the prisoner's relatives in San Francisco remove him from the State. His petition for clemency was signed by all of the jurors then living in Silver Bow county, and by the County Attorney who prosecuted.

JOHN T. PETTIT.

On December 19, 1911, a pardon was granted to John T. Pettit, who was convicted in Sanders county of the crime of manslaughter, and sentenced to five years in prison. It was held that there were extenuating circumstances in the case, that Pettit's family were in a destitute condition, and that the ends of justice had been subserved by his imprisonment up to that time. Eight of the jurors who sat in the case petitioned for Pettit's pardon.

ARTHUR LEGREE.

On August 3, 1912, a pardon was granted to Arthur Legree, who was convicted in Madison county of the crime of grand larceny and sentenced to ten years in prison. After his conviction Legree's wife secured a divorce. She and their children became sadly in need of Legree's support and the pardon was granted upon the condition that Legree remarry his former wife and support the family. The pardon was recommended by the complaining witness, Mr. Kammerer; by Hon. Lew L. Callaway, the presiding judge, and the County Attorney who prosecuted.

TONY ATSUTA.

On December 12, 1912, a pardon was granted to Tony Atsuta, who was, in October, 1908, convicted in Missoula county of the crime of murder in the second degree and sentenced to sixty years imprisonment. The pardon, which was recommended by Judge F. C. Webster and former County Attorney Thomas N. Marlowe, was granted upon the condition that Asuta be at once deported from the United States.

COMMUTATIONS AND DIMINUTIONS.

WILLIAM HILL.

On June 28, 1912, a commutation of sentence from seven years to three years was granted in the case of William Hill, who was convicted in Fergus county of grand larceny. It was represented that the jurors in leaving the punishment to be fixed by the Court were of the belief that a much shorter term would be imposed, and the application was endorsed by the then County Attorney and Sheriff of Fergus county. It was held that the sentence imposed was excessive.

AUGUSTUS W. FORD.

On August 3, 1912, a diminution of sentence from forty years to twenty-four years was granted to Augustus W. Ford, who was sent up from Lewis and Clark county for rape. Since his incarceration in 1900 Ford had been a model prisoner; he was beginning to advance in years, and his application for clemency was supported by letters from Judge Henry C. Smith, who tried the case, and other officials and citizens of Lewis and Clark county.

WILLIAM ALLS.

On December 11, 1912, a commutation of sentence from twenty years to thirteen years was granted in the case of William Alls, who, in 1906, was convicted in Missoula county of the crime of murder. The commutation was recommended by the District Judge, the County Attorney and nine of the jurors who heard the case.

CHARLES L. SHAW.

On December 12, 1912, a commutation of sentence from ten years to four years was granted to Charles L. Shaw, who was in August, 1910, sent up from Cascade county for robbing a companion of \$9.25. It was the opinion of former County Attorney Speer that a sentence of one year would have been ample punishment for the crime, when all of the circumstances were taken into consideration.

OSCAR PRESCOTT.

On December 11, 1912, a commutation of sentence from twenty-five years to twenty-three years was granted in the case of Oscar Prescott, who, in December, 1900, was convicted in Cascade county of the crime of murder in the second degree. The evidence in the case was conflicting. The presiding judge and nine of the jurors recommended a pardon, and many citizens of Cascade county supported Prescott's application for pardon by petition.

SEWARD HOSP.

On December 11, 1912, a commutation of sentence from ten to eight years was granted to Seward Hosp, who was committed from Custer county for the crime of manslaughter. Hosp claimed that the man whom he killed and another attempted to hold him up. The third man was later sent to the penitentiary and while there made a statement corroborating the testimony of Hosp.

BY ACTING GOVERNOR LEIGHTON.
PARDON.

SETH DIX.

On November 26, 1912, a pardon was granted to Seth Dix, who was sent up in July, 1901, from Yellowstone county for thirty years, for murder in the second degree. It was held that in the light of all the evidence the prisoner had been sufficiently punished, and that the ends of justice would be met by the granting of executive clemency.

COMMUNICATIONS.

MILTON O. HOWELL.

On November 26, 1912, a further commutation of sentence of one year was granted in the case of Milton O. Howell, who was sent up from Fergus county, and whose sentence was commuted by Governor

Norris, as reported above. The further commutation was granted in order to make Howell eligible to parole.

BOYD AMBERSON.

On November 26, 1912, a commutation of sentence from ten years to eight years was granted to Boyd Amberson, who was sent up from Madison county for grand larceny. It was held that the reformation of the prisoner was complete, and the commutation was recommended by the Warden and the Superintendent of Construction at the prison. SIDNEY HOUK.

On November 26, 1912, a commutation of sentence from twenty-five years to fourteen years was granted to Sidney Houk, who was committed from Beaverhead county in 1905, for the crime of murder in the second degree. The commutation was recommended by the Warden of the prison.

WILLIAM FITZGERALD.

On November 26, 1912, a commutation of sentence from five years to four years was granted in the case of William Fitzgerald, who was committed from Flathead county in 1910, for the crime of forgery. The commutation was granted because of the youth of the prisoner and his excellent record while in prison.

DAN SHEA.

On November 26, 1912, a commutation of sentence from life imprisonment to fifteen years was granted to Dan Shea, who in 1908 was committed from Chouteau county, for murder. Clemency was extended on account of the age of the prisoner, sixty years; his good conduct during imprisonment, and his service as head cook at the prisoners' camp during the past three years.

ALBERT J. BECKMAN.

On November 27, 1912, a commutation of sentence from ninety-nine years to fifteen years was granted to Albert J. Beckman, who was, in February, 1904, committed from Silver Bow county for the crime of murder. It was asserted that Beckman had practically educated himself since his term began, that he had performed many philanthropic acts, and that he had entirely reformed.

S. V. STEWART, Governor.

NOTICES OF BILLS.

The following notices were given:

By Kirschwing: A bill to provide for the payment of employees semi-monthly, and to prevent the assignment of wages by an employee to defeat the purpose of this Act, and providing a penalty for the violation thereof.

By Kirschwing: A bill for the prevention of fraud in grain and hay trade, for the establishment and preservation of standards for grain and hay trade, regulating warehousemen, millers, shippers, and buyers of hay and grain, and defining the duty of railroads, making an appropriation and providing penalties for the violation thereof.

By Durkan: A bill to amend Sections 7291, 7293 and 7299 of the Revised Codes of Montana of 1907 relating to mechanics liens.

By Walker: A bill making an appropriation of money for the

incidental expenses of the Thirteenth Legislative Assembly of the State of Montana.

By Walker: A bill to appropriate money for the payment of mileage and per diem of the members of the Thirteenth Legislative Assembly of the State of Montana.

By Walker: A bill to appropriate money for the payment of the per diem of the officers and attaches of the Thirteenth Legislative Assembly of the State of Montana.

By Day: A bill to amend Sections 7561, 7562, 7563, 7567, 7568 and 7570 of the Revised Codes of the State of Montana relating to the sale of real property belonging to the estates of deceased persons.

By Day: A bill to amend Section 4681 of the Revised Codes of Montana, relating to the validity of instruments affecting real property now recorded.

By Day: A bill to amend Section 4664 of the Revised Codes of Montana relating to form of acknowledgements by corporations.

By Day: A bill to amend Section 4659 of the Revised Codes of Montana relating to acknowledgements.

By Cookingham: A bill providing for a comprehensive road law to meet Montana needs.

By Cookingham: A bill providing for a minimum wage for women and providing a maximum time in consecutive hours for labor out of each twenty-four hours.

By Blair (Ravalli): A bill to abolish the double taxation of property covered by mortgage.

By Blair (Ravalli): A bill to amend Section 2897 of the Revised Codes of the State of Montana relating to county printing.

By Kemmis: A bill to create the County of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson County to conform thereto.

By Kemmis: A bill to provide for the arbitration of all disputes arising between employes and employers where the rights of the public are involved.

By Kemmis: A bill providing for a comprehensive anti-trust law, which effectively prevents agreements in restraint of trade or the fixing of prices.

My McMahon: A bill to enact a general highway law, with an appropriation to carry out its provisions; providing for the classification and permanent improvement of the public highways and for the granting of county and state aid in certain cases, including and creating a State Highway Commission and the office of State Highway Engineer and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes and also repealing that certain Act, approved March 11, 1909, entitled: "An Act to provide for the permanent improvement of main highways by extension of county aid for such purpose to provide the manner

of petitioning for such improvement, for the levying of assessments upon land benefitted thereby, for the payment of a part of the cost thereof," and repealing that certain Act, approved March 8, 1909, entitled: "An Act placing highways and bridges in counties of the first class under the supervision and control of the County Surveyor, defining his powers and duties, fixing his compensation and abolishing the office of Road Supervisor in counties of the first class."

By O'Neill: A bill to be known as a tonnage road bill.

By Jordan: A bill providing for a public grain inspection.

By Carnal: A bill to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew; and providing a penalty for the violation of this Act.

By Carnal: A bill to establish a seed lien.

By Carnal: A bill to establish a threshing lien.

By Carnal: A bill to provide for a farm laborer's lien.

By Drinkard: A bill for an Act to enact an Act prohibiting legislative counsel and agents from attempting to influence members of the legislature other than by appearance before the committee thereof.

By Harmon: A bill to provide for the establishment and maintenance of a general uniform and thorough system of public free schools; providing who shall be students therein, and prescribing rights, duties and obligations of students and rules for their control and government; to provide for the organization of, and to prescribe the powers and duties of the State Board of Education; to provide for the election and selection of a State Superintendent of Public Instruction, County Superintendents and City Superintendents of Schools, and to prescribe their powers and duties; to provide for the creation of School Districts, and for the election, terms and duties of school officers therein; to provide for the appointment and selection of teachers and prescribe their powers and duties; to provide for teachers' examinations and the granting of certificates to teach in the public schools; to provide for county institutes and summer schools for teachers; to provide for school libraries and a uniform system of text books for the public schools and prescribing the methods of selecting the same; to provide for the organization and maintenance of county and district high schools; to provide a system of taxation and revenue for the support and maintenance of all public schools and prescribing the several purposes for which and the manner in which the same shall be expended; to provide penalties for the violation of school laws, and to codify all laws with reference to public schools in the State of Montana, and to repeal all conflicting sections.

By Harmon: A bill submitting an amendment to the Constitution re-organizing the administration of our state institutions of higher education which will remove their control from a political board and will provide their permanent income.

By Hough: A bill for the regulation and sale of illuminating oils and inspection thereof.

By McRae: A bill providing for the submission to the qualified electors of the State of Montana an amendment to Article IX of the Constitution of the State of Montana by adding a new clause to be

numbered Section 14 of said Article providing for recall of all elective officers.

By Cramer: A bill to guarantee bank deposits.

By Davidson: A bill changing the designation of what shall constitute a legal fence, so as to reduce the excessive cost of construction.

By Pope: A bill for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana, relating to rights of suffrage and qualifications to hold office.

By Pope: A bill for the investment of sinking funds of all counties, cities, towns and school districts.

By Pope: A bill to amend Section 3003 and Section 3257 of the Revised Codes of Montana relating to the deposit and control of public money, in the possession of county and city treasurers, and to provide for the payment of interest on the deposits of public money by county treasurers and city treasurers of cities of the first and second class, and for the furnishing of official bonds by such officers.

By Pope: A bill providing for an efficient dairying law.

By Crippen: A bill providing a minimum wage for women and providing a maximum time in consecutive hours for labor out of each twenty-four hours.

By Crippen: A bill to allow cities to increase their indebtedness beyond the present limit allowed by law for the purpose of procuring municipally owned lighting and water plants.

By Annin: A bill authorizing the State Board of Land Commissioners to loan the money in the permanent school fund of the State, upon farm mortgages at a low rate of interest.

By Annin: A bill for an amendment to the Constitution of the State of Montana, granting to the Legislature the power to determine the method of assessing mines.

By Camp: A bill for the collection of property taxes, that will allow the payment of taxes semi-annually.

By Nye: A bill to provide for the establishment of a State Fish Hatchery in Sweet Grass county, Montana.

By Higgins: A bill to provide an additional judge for the Fourth Judicial District of the State of Montana so that there will hereafter be three judges in said district.

By Norton: A bill relating to the coercing or compelling persons not to join labor organizations or to cease membership in labor organizations and providing for a penalty for the violation of this Act.

By MacRae: A bill prohibiting the sale and introduction of impure and infected seeds within the State.

By Harmon: A bill authorizing Montana or any institution now erected or established to receive and take property, real or personal, by donation, gift, grant, devise, or bequest for the use of Montana or any institution erected or established.

By Harmon: A bill for a commission to make a thorough study of the remodeling of our country school system and of the primary and

high schools and to report to the Governor in time for its submission to the next Legislature.

By Henley: A bill providing for an amendment to our present water right law by which the State will forever retain the right to the use of the running water within the State for power purposes and providing for the leasing of such power.

By Henley: A bill for a short form ballot law.

REPORTS OF SELECT COMMITTEES.

The following reports of Select Committees were received

Mr. Speaker:

We, your committee appointed for the purpose of drafting appropriate resolutions of condolence with the Honorable J. E. McNally beg leave to report the following:

RESOLUTION.

WHEREAS, The House has learned with profound sorrow of the death of Mrs. Ann McNally, of Rossie, N. Y., the mother of the Honorable J. E. McNally, a member of this House from Silver Bow county,

THEREFORE, BE IT RESOLVED, That this House do hereby express its deepest and most heartfelt sympathy with the Honorable J. E. McNally and the members of his family, on account of their bereavement.

The Chief Clerk is hereby instructed to transmit a copy of this resolution to the family of the bereaved member and also to enter the same upon the Journal.

Respectfully submitted,

ELIEL, Chairman.

T. J. MORTON,

MARTIN DURKAN.

On motion of Eliel the resolution was adopted unanimously and the committee was discharged.

Mr. Speaker:

We, your Committee on Privileges and Elections to whom was submitted the contest in the matter of the seating of Harold Blake as a member of this body from Deer Lodge county, filed by John H. Cole, of Deer Lodge county, having had the same under consideration by a full committee, report to the House that in the unanimous judgment of the committee the charges against the said Harold Blake are groundless and without foundation and recommend that the same be dismissed, and that the said Harold Blake be declared a member of this body from Deer Lodge county.

C. A. LEMMON, Chairman.

On motion of Lemmon the report was adopted.

REPORTS OF COMMITTEES.

The following report was received:

Helena, Montana, January 8th, 1913.

Mr. Speaker:

We your Committee on Employees, beg leave to report and recommend that the following named persons be employed by the House:

Laura M. Winkler, Stenographer.
Miss Georgia Henry, Stenographer.
Mrs. Kate Potter, Stenographer.
Miss Bushnell, Stenographer.
Miss Elizabeth Trischman, Stenographer.
Miss Agnes Drew, Stenographer.
Mrs. Clara L. Lawyer, Clerk on Enrolling.
H. J. Daigle, Assistant Janitor.
John Norton, Clerk.

Respectfully submitted,

C. R. PRESCOTT,

Chairman on Committee of Employees.

On motion of Prescott the report was adopted.

INTRODUCTION OF BILLS.

There being no objection, the following bills were introduced without previous notice having been given and same placed on file:

By Murphy: H. B. No. 1. A bill for an Act, entitled, "An Act relating to the compensation of injured workmen in our industries, and the compensation to their dependents where such injuries result in death, creating an industrial insurance department, making an appropriation for its administration, providing for the creation and disbursement of funds for the compensation and care of workmen injured in hazardous employment, providing penalties for the non-observance of regulations for the prevention of such injuries and for violation of its provisions, asserting and exercising the police power in such cases, and, except in certain specified cases abolishing the doctrine of negligence as a ground for recovery of damages against employers and depriving the courts of jurisdiction of such controversies."

By Walker: H. B. No. 4. A bill for an Act entitled, "An Act to appropriate money for the payment of mileage and per diem of the members of the Thirteenth Legislative Assembly of the State of Montana."

By Walker: H. B. No. 5. A bill for an Act entitled, "An Act making an appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana."

By Stewart: H. B. No. 6. A bill for an Act entitled, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Thirteenth Legislative Assembly of the State of Montana."

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Higgins: H. B. No. 2. A bill for an Act entitled, "An Act to provide for the construction, maintenance and operation of a Fish Hatchery at or near Missoula, Montana, and to appropriate money for the construction, maintenance and operation thereof."

By Higgins: H. B. No. 3. A bill for an Act entitled, "An Act to create and establish a Forestry School at Missoula to be conducted and operated as a department of the University of Montana, to provide a name and to make an appropriation therefor."

MOTIONS AND RESOLUTIONS.

The following motion was offered by Annin:

I move you that it is the desire of this House that the Committee on Rules, heretofore provided for, shall be announced by the Speaker before the close of the present legislative day, and that said Committee on Rules when appointed, shall be, and is hereby instructed by this House, to report forthwith a rule providing for the selection by the House of Representatives of a Committee on Committees to consist of five members, three of whom shall be members of the majority party and one each from the two minority parties.

On motion of Day the motion was laid on the table by a roll call vote of 59 for to 20 against.

The following resolution was offered by Jewell:

WHEREAS, It is alleged that in the matter of certain Carey lands in Montana released to the Government, discrimination has been exercised in favor of land speculators and against actual settlers;

AND, WHEREAS, Settlers under certain Government irrigation projects complain of gross mismanagement, extravagance and unreasonable delay in the work on said project;

NOW, THEREFORE, BE IT RESOLVED, That a committee of three members of the House be appointed to act with a like committee of the Senate to investigate said matters to the end that the Legislative Assembly may be advised what relief, if any, can be given to said settlers.

AND BE IT FURTHER RESOLVED, That said Joint Committee be and the same is hereby authorized to employ the necessary assistance in making said investigation and is authorized to subpoena witnesses and require the production of papers, books and records pertaining to said investigation, all of the evidence together with the findings of the committee to be reported to the Legislative Assembly.

On motion of Day the above resolution was referred to the Committee on Appropriations.

On motion of Kirschwing recess was taken at 12:20 P. M. until 2:00 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll was called and quorum found present.

RESOLUTIONS.

BE IT RESOLVED by the House of Representatives of the Thirteenth General Assembly of the State of Montana:

That there is hereby created the office of Official Stenographic Reporter of the House of Representatives, whose duty it shall be to fully report in shorthand and transcribe on the typewriter the full proceedings of each and every session of the House of Representatives.

That the said Official Stenographic Reporter of the House of Representatives shall receive as compensation the sum of fifteen cents per folio of one hundred words for such work and shall transcribe the

said proceedings each and every day and furnish two copies thereof the morning following each session.

(Signed) Joseph Kirschwing.

On motion of Kirschwing the resolution was adopted.

READING OF HOUSE BILLS.

The following bills were taken from the file:

H. B. No. 1, read first and second times by title only and referred to Committee on Labor.

H. B. No. 2, read first and second times at length and referred to the Committee on Fish and Game.

H. B. No. 3, read first and second times at length and referred to Committee on education.

H. B. No. 4, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 5, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 6, read first and second times at length and referred to Committee on Appropriations.

On motion of Day the House took a recess at 2:30 P. M. to meet at the call of the Speaker.

HOUSE RESUMED.

Mr. Speaker in the chair.

The following committees were named by the Speaker:

APPROPRIATIONS.

McNally,	Silver Bow.
Gould,	Madison.
Smith	Lewis and Clark.
Sickler,	Rosebud.
O'Neill,	Custer.
Huddleston,	Silver Bow.
Clark,	Teton.
King,	Chouteau.
Burns,	Cascade.
Blake,	Deer Lodge.
Eliel,	Madison.
Higgins,	Missoula.
Harmon,	Gallatin.
Carnal,	Hill.
Collins,	Blaine.

WAYS AND MEANS.

Day,	Clay,
Kirschwing,	Blake,
Burnett,	Ellingson,
Johnson,	Brower,
Lovelace,	Crippen,
Norton,	MacRae,
Stewart,	Jordan,
Sweet,	Lewis and Clark.

Cascade.

Fergus.

Deer Lodge.

Park.

Silver Bow.

Gallatin.

Sanders.

Valley.

Deer Lodge.

Carbon.

Missoula.

Yellowstone.

Ravalli.

Dawson.

On motion of Day, the House adjourned at 2:50 P. M. to meet tomorrow at 10:30 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fourth Day.

Thursday, January 9, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

On motion of Eliel, Journal of January 8th as read was approved.

REPORTS OF COMMITTEES.

The following reports were received and read:

Mr. Speaker:

Your Committee on Appropriations, to whom was referred H. B. No. 4, introduced by Walker, a bill for an Act entitled, "An Act to appropriate money for the payment of mileage and per diem of the members of the Thirteenth Legislative Assembly of the State of Montana, having said bill under consideration, beg leave to report the same back to the House with recommendations that it do pass.

Respectfully submitted,

(Signed) McNALLY, Chairman.

On motion of McNally the report was adopted.

Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 6, introduced by Stewart, a bill for an Act entitled, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Thirteenth Legislative Assembly of the State of Montana," beg leave to report the same back to the House with the recommendation that this bill do pass.

Respectfully submitted,

(Signed) McNALLY, Chairman.

On motion of McNally the report was adopted.

Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 5, introduced by Walker, a bill for an Act entitled, "An Act making an appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana," having had said

bill under consideration, beg leave to report that the same be deferred for further information and recommend that the action taken by the House pertaining to the employment of a House Expert Stenographer be reconsidered.

Respectfully submitted,

(Signed) McNALLY, Chairman.

On motion of McNally the report was adopted.

Mr. Speaker:

We, your Committee on House Employees, respectfully recommend the appointment of Robert F. Rose as official reported of the House.

Respectfully submitted,

(Signed) C. R. PRESCOTT, Chairman.

To the Honorable House of Representatives.

Gentlemen: In accepting the position of stenographic reporter of the Thirteenth Legislative Assembly, I hereby bind myself that the expense at no time will exceed \$25.00 a day, an evening session to be regarded as a part of the calendar day and not to be counted extra.

(Signed) ROBERT F. ROSE.

MOTIONS AND RESOLUTIONS.

Mr. Speaker:

I move you that the matter of the employment of a House stenographer be referred to the Committee on House Employees with the recommendation that he be not employed to report speeches in full but that he prepare a daily report for each member of the House.

(Signed) CUTTS.

On motion of Rhoades, duly carried, the above motion was amended and referred to Committee on Appropriations.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of general orders.

GENERAL ORDERS.

Day in the chair.

House resumed.

Mr. Speaker in the chair.

Day from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom were referred H. B. No. 4, a bill for an Act entitled, "An Act to appropriate money for the payment of mileage and per diem of the members of the Thirteenth Legislative Assembly of the State of Montana," and H. B. No. 6, a bill for an Act entitled, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Thirteenth Legislative Assembly of the State of Montana," having had same under consideration respectively, report same back to the House with the recommendation that the same do pass.

Report of Committee of the Whole adopted.

On motion of Day, H. B. No. 4 and H. B. No. 6 were considered as correctly engrossed and placed on third reading.

THIRD READING OF BILLS.

H. B. No. 4 having been read three several times was passed by the following vote:

Ayes: Annin, Blair (of Ravalli), Blair (of Powell), Blake, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, King, Kirchwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, Macdonald, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Working—79.

Noes—None.

Abset and not voting—Burns, Collins, Davidson, Ezekiels, Jordan of Dawson and Kiley—6.

Title agreed to.

H. B. No. 6 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, King, Kirchwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, Macdonald, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Working—77.

Noes—None.

Absent and not voting—Burns, Collins, Davidson, Davis, Ezekiels, Gould, Jordan of Dawson and Kiley—8.

Title agreed to.

Mr. Speaker announced the following Committee on Mileage and Per Diem:

O'Neill,	Custer.
Christmas,	Carbon.
Clark,	Teton.
Durkan,	Cascade.
Fisher,	Lewis and Clark.
Brower,	Missoula.
Glenn,	Meagher.
Jordan,	Flathead.
Conner,	Lincoln.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

January 8th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate today appointed the following Senators as a Committee on Mileage and Per Diem:

Cato, Stevens, O'Shea.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 8th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills have been this day introduced:

S. B. No. 1, by Senator Stout. A bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana, and amendment to Section 2 of Article IX. of the Constitution of the State of Montana relating to rights of suffrage and qualifications to hold office.

S. B. No. 2, by Senator Leary. A bill for an Act entitled, "An Act to Amend Section 9720 of the Revised Codes relating to the appointment and tenure of office of the Warden of the State Prison."

S. B. No. 4, by Senator George. A bill for an Act entitled, "An Act to define and regulate Public Utilities and provide means for its enforcement."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 8th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was introduced this day by unanimous consent without previous notice:

S. B. No. 3, by Senator Darroch. A bill for an Act entitled, "An Act to amend Section 6506 of the Revised Codes of 1907 relating to change of place of trial of causes of action."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 8th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were given this day as follows:

By Larson: A bill for an Act entitled, "An Act to provide for a

Board of County Commissioners, fixing their terms of office and for the division of each county into districts, to be numbered and known as Commissioner Districts."

By Larsen: A bill for an Act entitled "An Act to prohibit unfair competition and discrimination, and providing a penalty for infraction of the provisions thereof."

By Larsen: A bill for an Act entitled, "An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation and to provide for the filing and foreclosing of such lien."

By Larsen: A bill for an Act entitled, "An Act to provide for the continuance of the lien of a mortgage on growing crops, and to repeal Section 5773, Revised Codes of 1907."

By Larsen: A bill for an Act entitled, "An Act to prohibit the sale, removal, disposal or concealment of mortgaged crops without the written consent of the mortgagee, and providing a penalty therefor."

By Leary: A bill for an Act entitled, "An Act to amend Section 1413 of the Revised Codes of Montana as amended by the Act of the Eleventh Legislative Assembly relating to the construction and repair of bridges."

By O'Shea: A bill for an Act entitled, "An Act providing for the time for the payment of taxes and repealing all Acts in conflict therewith."

By Whiteside: A bill for an Act entitled, "A bill relating to mechanics' liens."

By Whiteside: A bill for an Act entitled, "A bill relating to the management of the Soldiers' Home."

By O'Shea: A bill for an Act entitled, "An Act for the creation of a State Industrial Commission and to provide a fund for the compensation of injured workmen and for compensation of the dependents when such injury results in death; providing for the collection and disbursement of funds for the benefit, compensation and care of the workmen subject to the provisions of this Act; abolishing in certain cases the defences of assumption of risk contributory negligence and negligence of fellow servants, making an appropriation for carrying out the provisions of this Act, and repealing certain sections of the Code of Montana in conflict with the provisions of this Act."

By Byrnes: A bill for an Act entitled, "An Act making the Board of Railroad Commissioners of the State of Montana ex-officio a Public Service Commission for the regulation and control of certain public utilities, prescribing the manner in which public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for services rendered by such public utilities, providing penalties for violation of the provisions of this Act, authorizing such Public Service Commission to appoint an expert engineer and to employ clerks and assistants and making an appropriation for carrying out the provisions of this Act."

By Boardman: A bill for an Act entitled, "An Act to provide for an executive mansion for the Governor of the State of Montana, to be

located in the City of Helena.

By Boardman: A bill for an Act entitled, "An Act providing for an increase in the salary of the Governor of the State of Montana."

By Larson: A bill for an Act entitled: "An Act for the submission to the qualified Electors of the State of Montana of an amendment to the Constitution, amending Section 21 of Article V. relating to the time for the introduction of bills in the Legislative Assembly."

Very respectfully,

G. G. WATT, Secretary.

On motion of Norton the House took a recess at 11:50 A. M. to 1:30 P. M.

AFTERNOON SESSION.

House reassembled at 1:30 P. M.

Mr. Speaker in the chair.

REPORTS OF COMMITTEES.

The following report was received:

Helena, Montana, January 9th, 1913.

Mr. Speaker:

We, your Committee on House Employees, beg leave to report and recommend the employment of the following persons:

Heien De Mars,	Enrolling Clerk.
Catherine O'Donnell,	Asst. in Journal Clerk's Office.
Isabel Condon,	Enrolling Clerk.
Fred M. Rose,	Committee Clerk.
Sarah Toughill,	Enrolling Clerk.
Anna Kelly,	Enrolling Clerk.
Miss A. Breidenbach,	Committee Clerk.
Beatrice Polson,	Committee Clerk.
Clarence Ryan,	Page.
Preston Wade,	Page

Respectfully submitted,

C. R. PRESCOTT, Chairman.

On motion of Camp the report was adopted.

MESSAGES FROM THE GOVERNOR.

January 9, 1913.

Executive Office, Helena, Montana.

The Speaker of the House of Representatives,
Helena, Montana.

I have the honor to submit herewith the State Auditor's estimate of receipts and expenses of the State of Montana for the biennial period ending February 28, 1915.

S. V. STEWART, Governor.

DETAILED ESTIMATE OF EXPENDITURES.

For the appropriation years ending February 28, 1914, and February 28, 1915, wherein is specified each object of expenditure distinguished as between such as are provided for by permanent or temporary appropriation and such as must be provided for by a new

statute, together with estimate of revenue or means from which such expenditures are to be defrayed.

EXECUTIVE DEPARTMENT.

Estimated Expense For the Years—	1913.	1914.
For the Office of Governor:		
Salary of Governor	\$ 5,000.00	\$ 5,000.00
Salary of Private Secretary.....	2,400.00	2,400.00
Salary of Stenographer.....	1,500.00	1,500.00
Office and traveling expense Governor.....	1,500.00	1,500.00
Governors' Conference	250.00	250.00
For the Office of Secretary of State:		
Salary of Secretary of State	3,000.00	3,000.00
Salary Deputy	2,100.00	2,100.00
Salary of Stenographer	1,500.00	1,500.00
Extra Clerical Hire	700.00	300.00
Office Expense	1,500.00	1,500.00
Postage and Expressage Session Laws	300.00	
Expense of enforcing act creating office of State Sealer of Weights and Measures	3,000.00	3,000.00
For the Office of State Treasurer:		
Salary of State Treasurer	3,000.00	3,000.00
Salary Deputy	2,100.00	2,100.00
Salary Clerk	1,800.00	1,800.00
Salary Stenographer	1,200.00	1,200.00
Traveling Expense	1,000.00	1,000.00
Office Expense	1,000.00	1,000.00
Bond of Treasurer	2,000.00	2,000.00
For the Office of State Auditor:		
Salary of State Auditor	3,000.00	3,000.00
Salary Deputy Auditor	2,100.00	2,100.00
Salary Deputy Commissioner of Ins.....	2,100.00	2,100.00
Salary Chief Clerk	1,500.00	1,500.00
Salary two Stenographers,, \$1,200.00 each	2,400.00	2,400.00
Extra Clerical Hire, Office and Trav. Exp.	2,000.00	2,000.00
Employment of Actuary, Insurance Dept.	900.00	900.00
For the Office of Attorney General:		
Salary of Attorney General	3,000.00	3,000.00
Salary First Assistant	2,500.00	2,500.00
Salary Second Assistant	2,500.00	2,500.00
Salary Third Assistant	2,500.00	2,500.00
Salary Law Clerk	1,800.00	1,800.00
Salary Stenographer	1,200.00	1,200.00
Office and Traveling Expense	2,000.00	2,000.00
For the Office of the Superintendent of Public Instruction:		
Salary of the Supt. of Public Instruction	3,000.00	3,000.00
Salary Deputy	2,100.00	2,100.00
Salary Clerk	1,200.00	1,200.00

Estimated Expense For the Years—	1913.	1914.
Salary Stenographer	1,200.00	1,200.00
Office and Traveling Expense	2,500.00	2,500.00
For the Office of Railroad Commisisoners:		
Salary of Commissioners	12,000.00	12,000.00
Salary of Secretary	3,000.00	3,000.00
Salary of Rate Clerk	2,500.00	2,500.00
Salary of Inspector	1,800.00	1,800.00
Salary of Stenographer	1,200.00	1,200.00
Office and Traveling Expense	5,000.00	5,000.00
For the Office of State Examiner:		
Salary of State Examiner	3,000.00	3,000.00
Salary First Assistant.....	2,400.00	2,400.00
Salary Second Assistant	2,100.00	2,100.00
Salary Deputy Examiner	1,800.00	1,800.00
Salary Deputy Examiner	1,800.00	1,800.00
Salary Clerk	1,200.00	1,200.00
Office and Traveling Expense	6,000.00	6,000.00
State Bankers' Convention	300.00	300.00
For the Office of State Veterinarian:		
Salary of Veterinarian	3,000.00	3,000.00
Salary Deputy	1,500.00	1,500.00
Salary Clerk	1,200.00	1,200.00
Traveling and Office Expense Veteri- narian	3,000.00	3,000.00
Traveling Expense Deputy Veterinarian	2,500.00	2,500.00
Assistant Clerk (to be authorized).....	1,200.00	1,200.00
Tuberculin Test Fund	15,000.00	15,000.00
For the Bureau of Agriculture, Labor and and Industry:		
Salary of Commissioner	2,500.00	2,500.00
Salary Chief Clerk	2,100.00	2,100.00
Salary Stenographer	1,200.00	1,200.00
Office and Traveling Expense	2,000.00	2,000.00
Publicity Department:		
Salary Clerk	2,100.00	2,100.00
Salary Stenographer	1,200.00	1,200.00
For Publicity Purposes	5,000.00	5,000.00
For the Office of Boiler Inspector:		
Salary Inspector	2,500.00	2,500.00
Salary Assistant	2,100.00	2,100.00
Salary Second Assistant	2,100.00	2,100.00
Salary Third Assistant	2,100.00	2,100.00
Salary Clerk	1,500.00	1,500.00
Office and Traveling Expense	7,000.00	7,000.00
For the Office of Mine Inspector:		
Salary Inspector	2,500.00	2,500.00
Salary Assistant	2,400.00	2,400.00
Office and Traveling Expense	2,100.00	2,100.00

Estimated Expense For the Years—	1913.	1914.
For the Office of Coal Mine Inspector:		
Salary Inspector	2,500.00	2,500.00
Office and Traveling Exxpense.....	2,400.00	2,400.00
Salary Deputy	2,100.00	2,100.00
For the Office of Adjutant General:		
Salary Adjutant General	1,800.00	1,800.00
Salary Stenographer	300.00	300.00
Office and Traveling Expense	800.00	800.00
For the State Board of Education:		
Traveling Expense Members	1,500.00	1,500.00
For the Office of Consolidated Boards:		
Salary Clerk	2,100.00	2,100.00
Office Expense	300.00	300.00
Extra Clerical Hire	200.00	200.00
Traveling Expense Members	500.00	500.00
For the State Law Library:		
Salary Librarian	2,500.00	2,500.00
Maintenance and Expense	800.00	800.00
Purchase of Books	3,500.00	3,500.00
Cost Additional Bookcases, etc.	8,000.00	
For the State Historical Library:		
Salary Librarian	2,100.00	2,100.00
Salary First Assistant	1,200.00	1,200.00
Salary Second Assistant	1,200.00	1,200.00
Salary Third Assistant (to be author- ized)	1,200.00	1,200.00
Expense, including purchase of books, etc.	3,000.00	3,000.00
Furniture	3,000.00	1,000.00
Expense First Assistant	600.00	600.00
For the State Board of Horticulture:		
Salary Secretary	1,000.00	1,000.00
Expense	24,000.00	24,000.00
For the Farmers' Institute:		
Expense	15,000.00	15,000.00
For the State Board of Examiners:		
Salary Clerk	2,100.00	2,100.00
Salary State Accountant	2,100.00	2,100.00
Office Expense	300.00	300.00
Extra Clerical Hire	200.00	200.00
Traveling Expense	1,500.00	1,500.00
For the Contingent Expense State Board of Examiners:		
Contingent Expense to be authorized by the State Board of Examiners	5,000.00	5,000.00
For the State Board of Health:		
Salary of Secretary	3,000.00	3,000.00
Salary Clerk	1,200.00	1,200.00

Estimated Expense For the Years—	1913.	1914.
Salary two Stenographers, at \$1,200.00 each	2,400.00	2,400.00
Expense	3,000.00	3,000.00
Expense Pure Food Act	7,500.00	7,500.00
Chemist Pure Food Act	5,000.00	5,000.00
Expense Spotted Fever	5,000.00	5,000.00
For the State Tuberculosis Sanatorium:		
Expense	35,500.00	28,000.00
For the State Board of Charities and Reform:		
Expense	550.00	550.00
For the State Board of Examiners for Coal Mine Inspector:		
Salary and Expense	1,000.00	1,000.00
Members of Board	1,500.00	1,500.00
For the Bureau of Child and Animal Protection:		
Salary of Secretary	2,500.00	2,500.00
Salary of Deputies (6 at \$1,800 each)...	10,800.00	10,800.00
Salary Stenographer	1,200.00	1,200.00
Office and Traveling Expense	8,400.00	8,400.00
For the State Fair:		
Salary Secretary	3,000.00	3,000.00
Maintenance	25,000.00	25,000.00
Betterments	5,000.00	5,000.00
For the Office of State Engineer:		
Salary of State Engineer.....	2,500.00	2,500.00
Field and Office Expense	750.00	750.00
Measurements of Streams	6,000.00	7,500.00
For the Transportation of Prisoners:		
Expense of Sheriffs in Transporting Prisoners to the State Penitentiary	7,500.00	7,500.00
For Requisitions	3,000.00	3,000.00
For Rewards	2,000.00	2,000.00
For Public Printing	20,000.00	20,000.00
For Maintenance and Care of State Capitol Building and Grounds	30,000.00	30,000.00
For Maintenance National Guard	30,000.00	15,000.00
For State Entomologist:		
Expense	2,125.00	2,125.00
For salary of Acting Governor.....	750.00	750.00
For Sheep Inspection and Indemnity Fund	7,500.00	7,500.00
For Livestock Sanitary Board.....	15,000.00	15,000.00
For Stock Inspector and Detective Fund	25,000.00	25,000.00
Total	\$552,725.00	\$521,025.00

JUDICIAL DEPARTMENT.

	1913	1914
For the Supreme Court:		
Salaries Three Justices.....	\$ 18,000.00	\$ 18,000.00
Salary Clerk Supreme Court.....	2,500.00	2,500.00
Salary Stenographer	2,400.00	2,400.00
Compensation Justices Reporting Decisions	4,500.00	4,500.00
Salary Marshal	1,200.00	1,200.00
Salary Attendant	1,200.00	1,200.00
Office and other expenses Clerk of Supreme Court	1,000.00	1,000.00
Expenses Court not otherwise provided for	500.00	500.00
For Salaries District Judges.....	90,000.00	90,000.00
For Expenses of Judges sitting in places of other Judges	2,000.00	2,000.00
For Salaries County Attorneys.....	32,000.00	32,000.00
For Printing Montana Reports.....	1,800.00	1,800.00
For Expenses Judges in own Districts..	2,000.00	2,000.00
Total	\$ 159,100.00	\$ 159,100.00

STATE INSTITUTIONS.

For Maintenance Insane Asylum.....	\$ 225,000.00	\$ 250,000.00
For Maintenance of State Prison and care of Prisoners	155,000.00	155,000.00
Improvements	100,000.00	
For Maintenance Agricultural College.....	63,000.00	65,000.00
Experiment Station	25,000.00	27,000.00
Dry Farm Demonstrations	20,000.00	24,000.00
Sub-Station Improvements	6,000.00	6,000.00
For Maintenance School of Mines.....	33,000.00	35,000.00
For Maintenance School for Deaf and Blind..	75,000.00	80,000.00
Furnishing Building for Feeble Minded..	20,000.00	
Improvements	31,391.00	
For Maintenance State University.....	105,000.00	110,000.00
Extension Lectures	1,500.00	1,500.00
Law School	7,500.00	7,500.00
Biological Building	6,000.00	6,000.00
For Maintenance Reform School.....	35,000.00	35,000.00
Sewer	5,000.00	5,000.00
For Maintenance Normal School.....	51,000.00	51,000.00
For Maintenance Orphans' Home.....	55,000.00	60,000.00
Building	7,144.00	
For Maintenance Soldiers' Home.....	29,500.00	28,500.00
Total	\$1,056,035.00	\$ 946,500.00

LEGISLATIVE EXPENSE.

Thirteenth Legislative Assembly..... \$ 120,000.00

DEFICIENCIES.

District Judges, etc. \$ 13,000.00

RECAPITULATION OF ESTIMATED EXPENSES.

Executive Department	\$ 552,725.00	\$ 521,025.00
Judicial Department	159,100.00	159,100.00
State Institutions	1,056,035.00	946,500.00
Legislative Expense	120,000.00	
Deficiencies, 1912	13,000.00	

Total	\$1,900,860.00	\$1,626,625.00
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ESTIMATED INCOME FOR THE YEARS

	1913	1914
Taxes Received from Counties, based on 2½ mill levy	\$ 846,000.00	\$ 881,250.00
Licenses	330,000.00	330,000.00
State Licenses and Inheritance Taxes.....	20,500.00	20,500.00
State Examiner's Fund	20,000.00	20,000.00
Interest on Public Funds.....	20,000.00	22,500.00
Miscellaneous	230,000.00	235,000.00
	\$1,466,500.00	1,509,250.00
Interest on Income Fund to State Institutions		235,452.00
		\$1,744,702.00

RECAPITULATION OF ESTIMATED INCOME AND EXPENSES.

Estimated Income, 1913.....	\$1,466,500.00	
Estimated Income, 1914.....	1,744,702.00	
Estimated Gross Income for 1913-1914...		\$3,211,202.00
Estimated Expenses, 1913	\$1,900,860.00	
Estimated Expenses, 1914	1,626,625.00	
Estimated Gross Expenses for 1913-1914		\$3,527,485.00
Gross Estimated Income, 1913-1914.....	\$3,211,202.00	
Gross Estimated Expenses, 1913-1914.....	3,527,485.00	
Balance Estimated Expenses over In- come		\$ 316,283.00

On motion of Day, the message of the Governor was ordered spread on the Journal and copies made of same for the Ways and Means Committee an Appropriation Committee.

Executive Office,
Helena, Montana.

January 9, 1913.

To the Speaker of the House of Representatives,
Helena, Montana.

I transmit herewith a certified copy of a Joint Resolution of Congress, together with a letter of the Secretary of State, relative to a "Joint Resolution proposing an amendment to the Constitution providing that Senators shall be elected by the people of the several States." Your action on this resolution should be communicated to the Secretary of State.

The people of Montana and several Assemblies of this State have already expressed their opinion regarding this question and I deem it unnecessary to enter into a discussion of the merits of the resolution.

The documents are transmitted for action on the part of the Assembly.

S. V. STEWART, Governor.

RESOLUTIONS AND MEMORIALS.

The following Resolutions were unanimously adopted by a rising vote:

Mr. Speaker:

We, your committee appointed to draw resolutions upon the death of A. H. Reser, a member of the Twelfth Legislative Assembly, beg leave to report the following resolution:

"WHEREAS, Since the adjournment of the Twelfth Legislative Assembly, Almighty God has taken from us the Honorable A. H. Reser, who was a distinguished and respected member of that body from Chouteau, and,

WHEREAS, The honorable and upright character of the man endeared him to those who knew him, and especially did his good citizenship and conscientious conduct as a legislator command for him the respect and high regard of his associates of the Twelfth Legislative Assembly, and,

WHEREAS, The death of the Honorable A. H. Reser is a distinct loss to the State of Montana;

THEREFORE, BE IT RESOLVED, That we express our sorrow over his death and especially do we sympathize with the family of the deceased in their loss, and,

BE IT FURTHER RESOLVED, That these resolutions be spread upon the minutes of the House and that the Clerk be ordered to send a copy thereof to the bereaved family.

DONALD HIGGINS,
JOS. KIRSCHWING,
HAROLD BLAKE,
Committee.

Mr. Speaker:

We, your committee appointed to draw resolutions upon the death of Dr. G. E. Blackburn of Butte, Montana, a member of the Twelfth Legislative Assembly, beg leave to report the following resolution:

WHEREAS, Dr. G. E. Blackburn of Butte, Montana, pioneer of this State, a member of the Twelfth Legislative Assembly from Silver Bow county, and the oldest and very active member of that body has died, and,

WHEREAS, On account of his pleasant and genial disposition, his courteous and affable manner, his careful and industrious consideration of legislation, and his independence, he won for himself the confidence, the friendship and the esteem of his colleagues of the Twelfth Assembly, and,

WHEREAS, The passing away of Dr. G. E. Blackburn is the loss of a good citizen, a good husband and a good father;

THEREFORE, BE IT RESOLVED, That we convey our feelings of sorrow over the loss of this distinguished and honored citizen to the grief stricken family, and,

BE IT FURTHER RESOLVED, That this resolution be made a part of the minutes of this House, and that the Clerk be ordered to send a copy thereof to the bereaved family.

RONALD HIGGINS,
JOS. KIRSCHWING,
HAROLD BLAKE.

Mr. Speaker:

We, your committee appointed to draw resolutions upon the death of Finley MacRae of Helena, Montana, Chief Clerk of the Twelfth Legislative Assembly, beg leave to report the following resolution:

WHEREAS, Finley MacRae, Chief Clerk of the Lower House of the Twelfth Legislative Assembly, has answered the last call from the Supreme Ruler, and gone to his rest, and,

WHEREAS, By his splendid manhood and his unimpeachable character, unflagging zeal and scrupulous care in the performance of duty, by his patient and considerate conduct as Chief Clerk of the Legislature at its last session, he had a staunch friend and warm personal admirer in every member of that Assembly, who now mourn his passing, and,

WHEREAS, It is proper that some suitable expression should come from this House in recognition of the splendid virtues of this gentleman;

THEREFORE, BE IT RESOLVED, That we do now formally give expression to the sorrow we feel over the death of Finley MacMae, and make known that the afflicted family has our deep sympathy in their bereavement, and,

BE IT FURTHER RESOLVED, That this resolution be considered a part of the records of the Thirteenth Assembly and the Clerk be ordered to send a copy thereof to the family of the deceased.

RONALD HIGGINS,
JOS. KIRSCHWING,
HAROLD BLAKE,

Committee.

NOTICES OF BILLS.

By Stewart: A bill providing for a Tax Commission.

By Kirschwing: A bill authorizing and directing all Clerks of the District Courts in the State of Montana to charge and collect the sum of Three (\$3.00) Dollars for each marriage license issued by such Clerk to be in full of all services rendered by such Clerk for issuing said license, indexing and recording the same.

By Durkan: A bill regulating the appropriations and use of water for power and other purposes.

By Spogen: A bill to create and establish a Bureau of Mines and Mining and the maintenance thereof.

By Cutts: A bill for a code creating an Industrial Insurance Commission and entitled the "Employers' Liability and Workmen's Compensation Law."

By Cutts: A bill providing for the licensing, bonding and regulation of public warehouses, and imposing the powers and duties of this article upon the Board of Railroad Commisisoners of the State of Montana.

By Graybeal: A bill to amend Sections 2 and 3, Chapter 76, Session Laws of 1909.

By Brower: A bill for the loaning of the permanent funds of the State of Montana upon farm mortgages.

By Brower: A bill to amend Section 3168 of the Revised Codes of Montana, of 1907, as amended by the Act entitled, "An Act to amend Section 3168 of the Revised Codes of Montana of 1907, relating to the fees of County Clerks."

By Brower: A bill providing for the payment of deceased animals killed by the State.

By Working: A bill to amend Section 2883 of the Revised Codes of 1907 relating to vacancies and appointments and terms in office of appointees to county offices.

By Working: A bill relating to the powers and duties of Justices of the Peace and Constables and fixing their compensation in certain townships.

By Working: A bill to amend Section 4820 of the Revised Codes of the State of Montana, relating to the acquisition of property of the succession to and distribution of property and the inheritance of property.

By Working: A bill amending Section 8336 of the Revised Codes of 1907, defining the crime of rape and increasing the age of consent of females.

By Working: A bill to amend Section 3298 of the Revised Codes of 1907, relating to the jurisdiction of police courts in civil and criminal cases.

By Ellingson: A bill to have road supervisors elected by the people of each road district in counties instead of being appointed by county commissioners, also have road tax levy by the people of each road district.

By Ellingson: A bill to have the counties divided in commissioner district.

By Meadors: A bill providing for the compensation of animals

slaughtered by the State, and an appropriation for the payment of same.

By Drinkard: A bill to regulate the manufacture and sale of dairy products in the State of Montana, defining dairy products and imitation dairy products; providing for a dairy specialist in the Montana Agricultural College, appropriating moneys therefor, and defining his duties, and providing penalties for the violation of the provisions of the act.

By Drinkard: A bill to enact a general highway law, with an appropriation to carry out its provisions; and repealing Sections 1337, 1338, 1340, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes, and also repealing that certain Act approved March 11, 1909, entitled, "An Act to provide for the permanent improvement of main highways by extension of county aid for such purpose, to provide for the manner of petitioning for such improvements, for the levying of assessments upon lands benefitted thereby for the payment of a part of the cost thereof."

By Cutts: A bill to amend Section 545 of the Revised Codes of Montana relating to the form of ballot and commonly known as the "Anti-Fusion Law."

By Word: A bill providing for the appointment of a public service commission, declaring its duties and fixing the compensation of its members.

By Camp: A bill providing that the cost of paving, macadamizing or improving any streets, avenues and alleys of any town or city may be paid in part by such town or city and in part by the property abutting upon said streets.

By Camp: A bill to amend Section 5763 of the Revised Codes of Montana of 1907, and providing for the renewal of chattel mortgages by filing an affidavit.

By Camp: A bill to amend Section 3397 of the Revised Codes of Montana of 1907, and providing that the payment for improvements therein mentioned shall be per lineal foot of all property abutting on said improvement.

By Holt: A bill to provide for the regulation and supervision of investment companies, and providing penalties for the violation thereof.

By King: A bill permitting towns, cities and counties to maintain and operate the business of undertaker and embalmer and to acquire and own the necessary equipment, goods and supplies for same.

By King: A bill for the licensing and regulation of the business of undertaker and embalmer.

By King: A bill to indemnify persons wrongfully punished by the State.

By King: A bill to amend Section 3 of Article 12 of the Constitution of the State of Montana, having reference to the taxation of mines and mining claims.

By King: A bill to establish a Bureau of Legislation and Publicity whose duty it shall be to collect, digest and classify data; to suggest, prepare and adapt laws to meet present and future conditions and for the publication of same, and to provide means therefor.

By King: A bill to amend Section 2082 of the Revised Codes of Montana of 1907 relating to and defining the character of legal fences.

By King: A bill to establish a co-operative rural credit system for the purpose of obtaining money for agricultural purposes at lower interest and better terms.

By King: A bill to create a Bureau of Co-operation, Distribution and Publicity for the purpose of collecting data, formulating plans, organizing, teaching and assisting in co-operative distribution of products of field and factory, and to provide means therefor.

By Higgins: A bill amending Section 2 of Chapter 136 of the Session Laws of the Twelfth Legislative Assembly, said Chapter 136 being an Act to prohibit and regulate the issuance of reduced or free transportation by common carriers, and providing penalties for violation thereof.

Hy Holt: A bill defining estray and to provide for the disposition of estray.

REPORTS OF STANDING COMMITTEES

The following report was received:

Mr. Speaker:

Your Committee on Appropriations, to whom was referred Resolution No. 1, relating to Carey Lands in Montana, beg leave to report the same back to the House with the recommendation that the committee be appointed pursuant to the resolution.

(Signed) McNALLY, Chairman.

On motion of Higgins, Senator Whiteside, who was present, was given permission to address the House on this resolution.

Motion by Jewell that the report of the Appropriation Committee be adopted.

Amendment to this motion by Cutts that a special committee of seven members be appointed to investigate the scope and purposes of the proposed resolution under the Carey Land Act, was lost by a vote of 34 for and 40 against.

Original motion by Jewell duly carried by a vote of 55 for and 19 against.

THIRD READING OF RESOLUTIONS.

House Resolution No. 1 having been read three several times on motion of Conner, by a vote of 57 for and 13 against, the matter was postponed until the third Legislative day from this day.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Norton: H. B. No. 7, "An Act relating to the cocering or compelling of persons not to join labor organizations, or to cease membership in labor organizations, and providing for a penalty for the violation of this Act."

By Day: H. B. No. 8. "An Act to amend Section 4659 of the Revised Codes of Montana, relating to acknowledgements.

By Day: H. B. No. 9. An Act to amend Section 4664 of the Revised Codes of Montana, relating to form of acknowledgements by corporations.

By Day: H. B. No. 10. An Act to amend Section 4681 of the Revised Codes of Montana, relating to the validity of instruments affecting real property now recorded.

By Carnal: H. B. No. 11. An Act to provide for a Farm Laborer's Lien.

By Nye: H. B. No. 12. An Act to provide for the establishment of a State Fish Hatchery in Sweet Grass county, Montana.

By Higgins: H. B. No. 13. A bill for an Act to provide for an additional judge for the Fourth Judicial District of the State of Montana so that there will hereafter be three judges in said district.

By Carnal: H. B. No. 14. An Act to establish a threshing lien.

By Camp: H. B. No. 15. An Act to amend Sections 2616, 2622, 2623, 2627, 2629, 2630, 2635, 2644, 2657, 2658, 2662, 2664, 2668, 2669, 2681 of the Revised Codes of Montana, of 1907, relating to the collection of property taxes in two payments each year and fixing the rate of interest to be collected on all delinquent payments.

By Jordan (Flathead): H. B. No. 16. An Act to amend Section 4413 of the Revised Codes of Montana of 1907, providing for the filing of a copy of the Charter and a statement of the business condition of foreign corporations before selling stocks or bonds or doing any other business in the State of Montana.

By Durkan: H. B. No. 17. An Act to amend Sections 7291, 7293 and 7299 of the Revised Codes of Montana of 1907, relating to Mechanics' Liens.

By Kirschwing: H. B. No. 18. An Act to provide for the payment of employees semi-monthly, and to prevent the assignment of wages by an employee to defeat the purposes of this Act, and providing a penalty for the violation thereof.

By Pope: H. B. No. 19. An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 of Article 9 of the Constitution of the State of Montana, relating to rights of suffrage and qualifications to hold office.

By Harmon: H. B. No. 20. An Act to authorize and empower the State of Montana, the University of Montana, the State Normal College, the State Orphans' Home, the State School for the Deaf and Blind, the State School of Mines, the State Reform School, the Soldiers' Home, the Montana State Tuberculosis Sanitarium, the State Asylum for the Insane, the State Penitentiary and any and all other institutions now created or established, or which may hereafter be created or established, supported in whole or in part by the State of Montana for any purpose, to receive and take property, real or personal, by donation, gift, grant, devise or bequest, for the use and benefit of the State of Montana, or of such institutions; and to authorize and permit gifts, donations, grants, bequests, devises and testamentary disposition of

property to be made to the State of Montana, and to any of said institutions.

House Joint Resolution No. 3, by Jordan (Flathead): A resolution providing for an assistant in the Law Library during the sitting of the Legislative Assembly.

House Joint Resolution No. 2, by Stewart: A Joint Resolution ratifying an amendment to the Constiution providing that Senators shall be elected by the people of the several states.

READING OF HOUSE JOINT RESOLUTIONS.

House Joint Resolution No. 2, read first time by title and second time at length and referred to Committee on Appropriations.

House Joint Resolution No. 3, read first time by title and second time at length and referred to Committee on Federal Relations.

READING OF BILLS.

On motion of Day the rules were suspended and Day was allowed to introduce three bills this day.

H. B. No. 7, read first and second times by title and referred to Committee on Labor.

H. B. No. 8, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 9, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 10, read first and second times by tile only and referred to Committee on Judiciary.

H. B. No. 11, read first and second times by title only and referred to Committee on Labor.

H. B. No. 12, read first and second times at length and referred to Committee on Fish and Game.

H. B. No. 13, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 14, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 15, read first and second times by title only and referred to Committee on Ways and Means.

H. B. No. 16, read first and second times by title only and referred to Committee on Corporations other than Municipal.

H. B. No. 17, read first and second times by title only and referred to Committee on Labor.

H. B. No. 18, read first and second times by title only and referred to Committee on Labor.

H. B. No. 19, read first and second times by title only and referred to Committee on Judiciary.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

January 9th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President has this day appointed Senators Edwards, Abbott and Survant as members of the Joint Committee provided by Senate Resolution No. 1 for the investigation of railroad freight rates on wheat shipments to eastern markets.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 9th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced and placed on file:

S. B. No. 5, by Larson: A bill for an Act entitled, "An Act to provide for a Board of County Commissioners fixing their terms of office, and for the division of each county in districts, to be numbered and known as Commissioner Districts."

S. B. No. 6, by Larson: A bill for an Act entitled, "An Act to secure threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of such lien."

S. B. No. 7, by Larson: A bill for an Act entitled, "An Act to prohibit the sale, removal, disposal or concealment of mortgaged crops without the written consent of the mortgagee, and providing a penalty therefor."

S. B. No. 8, by Larson: A bill for an Act entitled, "An Act to provide for the continuance of the lien of a moragage on growing crops, and to repeal Section 5773, Revised Codes 1907."

S. B. No. 9, by Larson: A bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to the Constitution amending Section 21 of Article V., relating to the time for the introduction of bills in the Legislative Assembly."

S. B. No. 10, by Byrnes: Public Service Commission Law. An Act making the Board of Railroad Commissioners of the State of Montana ex-officio a Public Service Commission for the regulation and control of certain public utilities, prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities prohibiting unjust and unreasonable charges for services rendered by such public utilities, providing penalties for violation of the provisions of this Act, authorizing such Public Service Commission to appoint an expert engineer and to employ clerks and assistants and making an appropriation

for carrying out the provisions of this Act.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 9th, 1913.

Mr. Speaker:

I am directed to inform your Honorable Body that notice of introduction of bills was today given as follows:

By Groff: A bill for an Act entitled, "An Act to authorize the Government of the United States, the United States Commissioner of Fisheries, and it or his agents to establish and conduct Fish Hatcheries in the State of Montana."

By O'Shea: A bill for an Act entitled, "An Act providing for maximum legal rate of interest on loans, and providing a penalty for violation thereof."

By Asbridge: A bill for an Act entitled, "An Act providing for regular and special terms of court in Judicial Districts comprising more than one county, and for the transfer of cases from one county to another in the same Judicial District."

By Stout: A bill for an Act entitled, "An Act to cause railway corporations to plank all crossings and public highways and to keep them in repair, and to provide a penalty for any violation of this Act."

By Whiteside: A bill for an Act entitled, "A bill to amend Chapter 92 of the Session Laws of 1909 relating to race tracks and pool selling."

By Asbridge: A bill for an Act entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for violation thereof."

By Taylor: A bill for an Act entitled, "An Act providing for a local option district herd law."

By Boardman: A bill for an Act entitled, "An Act to define estray, and to provide for the disposition of estrays."

By Duncan: A bill for an Act entitled, "An Act prohibiting the hunting of game animals and game birds, within a certain district in the State of Montana, defining the boundaries of said district and providing punishment for the violation thereof."

By Byrnes: A bill for an Act entitled, "An Act to provide for the use of certain safety appliances on all street railway cars, on trolley cars, in regular use in the business of carrying passengers in Montana, etc., etc."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 9th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 1, introduced by Edwards, a resolution providing for the investigation of railroad freight rates on wheat ship-

ments to eastern markets, was this day passed by the Senate, and is herewith transmitted for concurrence.

Very respectfully,

G. G. WATT, Secretary.

Enclosing Senate Joint Resolution No. 1.
Senate Chamber,
Helena, Montana.

January 9th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President has this day appointed Senators Whiteside, Abbott and Brownlee as a Committee to act with a similar committee of the House in the investigation of alleged discriminations under the Carey Land Act.

Very respectfully,

G. G. WATT, Secretary.

READING OF SENATE JOINT RESOLUTIONS.

Senate Joint Resolution No. 1, "A Resolution providing for the investigation of railroad freight rates on wheat shipments to eastern markets," read first and second times by title only and referred to Committee on Appropriations.

READING OF HOUSE BILLS.

H. B. No. 20, read first and second times by title only and referred to Committee on State Institutions.

At this time Mr. Speaker announced that in accordance with the motion passed on first day of session he had selected Miss Mable Morrison of Kalispell as his stenographer.

The House employees appointed today by the Committee on Employees were sworn in by the Speaker.

Motion by Largey that the Committee on Employees be authorized to place a guard in the cloak room.

Motion by Higgins, duly carried, that this motion be laid on the table.

On motion of Kirschwing, the Speaker appointed a committee of three, consisting of Kirschwing, Camp and Carnal, to wait on the State Treasurer in order to ascertain if advance mileage and per diem could be made to the members and employees until the appropriation bill is passed.

On motion of Blake, the House adjourned at 4:10 P. M. to meet tomorrow at 10:30 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifth Day

Friday, January 10, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

On motion of Norton, the Journal of the 9th as read was approved.

Mr. Speaker announced that H. B. No. 18 which had been previously referred to the Committee on Labor had been re-referred to the Committee on Judiciary instead.

NOTICE OF BILLS.

By Cutts: A bill for an Act entitled, "An Act for the extension of the initiative and referendum to include measures advocated by the Governor."

By Carnal: A bill to provide for the examination of adverse party.

By Glenn: A bill for an Act relating to special terms of court in Judicial Districts comprising more than one county and for transfer of cases from one county to another.

By Crull: A bill providing for the exemption of a limited amount of the personal property of a homesteader from taxation, seizure, sale and execution.

By Collins: A bill for an Act to amend Section 6315 of the Revised Codes of 1907 relating to the causes in which judges may be disqualified.

REPORTS OF SELECT COMMITTEE.

Mr. Speaker:

We, your Special Committee appointed to interview the State Auditor in regard to the payment of the House members and employees, beg leave to report the following:

The State Auditor will issue warrants to the members and employees with the proper certificate of the Clerk.

Respectfully,

JOS. KIRSCHWING,
E. B. CAMP,
F. A. CARNAL,

Committee.

On motion of Camp report was adopted.

REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 5, introduced by Walker, a bill for an Act entitled, "An Act making an appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana," having had said bill under consideration, beg leave to report it back to the House with the recommendation that it do pass.

On motion of McNally, report was adopted.

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 5, introduced by Walker, a bill for an Act entitled, "An Act making an appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana," having had said bill under consideration, beg leave to report the following statement given by Mr. Rose, the expert stenographer:

"My purpose is to take in shorthand, a full verbatim stenographic report of each day's session, and to turn the shorthand notes over to the clerks of the House as the property of the House, and to furnish one hundred copies of a routine report each morning of the proceedings of the previous day; night sessions to be considered part of the calendar day and not extra. I will do this work for \$20.00 per day."

Mr. Rose was recalled to consider a proposition made by Mr. Higgins which is as follows:

"What his charges would be to act in the capacity and on the same basis as the Official Stenographer that was employed last session."

Mr. Rose stated that he would act in the same capacity as the stenographer employed in the last session for the specified sum of \$15.00 per day.

After having this resolution under consideration we cannot come to any determination in the matter and beg leave to report that we ask to be discharged from further consideration of this subject.

On motion of McNally report was adopted.

Prescott from the Committee on Employees reported as follows:

Mr. President:

We, your Committee on Employees, beg leave to submit the following list and to recommend that the following named persons be employed by the House:

Evelin Obert, Myrtle Kelley, Florence Coffin, Erma, Beauprie, Nellie Dolan, Catherine Calk, Tillie Julieson, Mrs. R. G. Young—Committee Clerks.

Wm. Murphy—Clerk of Committee on Per Diem and Mileage.

J. F. Clark, J. M. Woodside, Assistant Janitors.

Fred Bennett—Telephone Messenger.

Kenneth Johnson—Coat Room Guard.

Teddy Lavin, Western Clark—Pages.

On motion of Prescott report was adopted.

INTRODUCTION OF BILLS.

The following bills were this day introduced and placed on file:

By Working: H. B. No. 21. An Act amending Section 2883 of the Revised Codes of 1907, relating to vacancies in county offices, how filled and the length of time an appointee shall hold office.

By Working: H. B. No. 22. An Act relative to the powers and duties of Justices of the Peace and Constables, and fixing their compensation in certain townships.

By McNally: H. B. No. 23. An Act to amend Section 911 of the

Revised Codes of Montana of 1907, relating to common schools and providing for the establishment and maintenance of free night schools in certain school districts.

By Cutts: H. B. No. 24. An Act providing for the licensing, bonding and regulation of public warehouses, imposing the powers and duties of this article upon the Board of Railroad Commissioners of the State of Montana. Prescribing the manner in which such warehouses shall be licensed, bonded and controlled; authorizing the Board of Railroad Commissioners of the State of Montana to make reasonable rules and regulations concerning the handling, weighing and storage of grain, and fixing the charges therefor, authorizing the Board of Railroad Commissioners of the State of Montana to establish grades for grain, providing penalties for violation of the provisions of this Act, authorizing the Board of Railroad Commissioners of the State of Montana to employ an inspector and make an appropriation for carrying out the provisions of this Act.

By Camp: H. B. No. 25. An Act to amend Section 5783 of the Revised Codes of Montana of 1907, and providing for the renewal of chattel mortgages by filing an affidavit.

By Camp: H. B. No. 26. An Act providing that the cost of paving, macadamizing or improving any streets, avenues and alleys of any town or city may be paid in part by such town or city and in part by the property abutting upon said streets.

By Carnal: H. B. No. 27. An Act to establish a seed lien.

By Pope: H. B. No. 28. An Act to amend Section 3003 and section 3257 of the Revised Codes of Montana, relating to the deposit and control of public money in the possession of the County and City Treasurers, and to provide for the payment of interest on deposits of public money by County Treasurers and City Treasurers of cities of the first and second class, and for the furnishing of official bonds by such officers.

By Kirschwing: H. B. No. 29. An Act authorizing and directing all Clerks of the District Courts of the State of Montana to charge and collect the sum of Three (\$3.00) Dollars for each marriage license issued by such clerk to be in full of all services rendered by such clerk for issuing said license, indexing and recording the same.

MOTIONS AND RESOLUTIONS.

Prescott, chairman of the Committee on House Employees, offered the following resolution:

BE IT RESOLVED, That it shall be the duty of the Sergeant-at-Arms to keep at all times a list of all House employees and keep himself informed of the work engaged in by each employee from day to day and in case any employee shall not be further needed at any time, that the name of such employee shall be reported to the Committee on House Employees for discharge.

On motion of Prescott the Resolution was adopted.

Kirschwing offered the following Resolution:

BE IT RESOLVED by the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana, that the proposal of Robert F. Rose to report in full the proceedings of the House of

Representatives by means of shorthand, which said proposition was made to the Honorable Committee on Appropriations, be and the same is hereby accepted.

BE IT FURTHER RESOLVED, That the said report and work of said Robert F. Rose shall be as follows:

He shall take in shorthand the full proceedings of the House each day, said shorthand notes to be the property of the House of Representatives.

He shall make a routine report of each day's proceedings, to consist of a recitation of all business done by the House and furnish one hundred copies thereof to the House for the use of the members.

He shall check up with the Journal Clerk the proceedings of the House and furnish said Journal Clerk or any member of the House all information necessary or asked for.

That said routine report shall not contain the speeches made on the floor, but that if reports of speeches are ordered by members he shall charge said members not to exceed fifteen cents a folio of one hundred words.

That the compensation of said Robert F. Rose shall be the sum of Twenty Dollars a day.

Kirschwing moved the adoption of the Resolution.

Higgins moved that the Resolution be laid on the table.

Motion lost.

Rhoades moved the following substitute motion:

That Robert F. Rose be employed as official stenographer of the House. That he report all verbal proceedings of the House and make a daily copy thereof to be filed daily with the Chief Clerk and that he be paid fifteen cents per folio for same and provided the cost for any one calendar day shall not exceed \$25.00 and the cost for the session shall not exceed \$1,000.00. It shall further be the duty of said stenographer to check his notes with the official Journal.

Rhoades withdrew this substitute motion.

King offered the following amendment.

That the Committee on House Employees be authorized to employ a stenographer to perform above duties set forth at a compensation not to exceed \$1,000.00 for the entire term.

Amendment lost.

Higgins offered the following substitute motion:

That the Committee on House Employees be empowered and directed to employ an expert stenographer to take in shorthand the full proceedings of this Assembly and be an assistant to the Journal Clerk and the Committee on House Journal and that the compensation of said stenographer do not exceed \$6.00 per day. That the said stenographer be in readiness at all times to read his notes to any member asking such and also to furnish a copy of any of the proceedings to any members of this body at a price not to exceed fifteen cents per folio of one hundred words.

Substitute motion was lost by the following vote:

Ayes: Blair of Powell, Blake, Carnal, Clay, Crull, Cutts, Doggett, Eliel, Fishbaugh, Gleason, Gould, Harmon, Higgins, Hough, Huddle-

ston, Hustead, Jahreiss, King, Largey, Lemmon, McClung, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Prescott, Rowe, Sickler, Smith, Sullivan, Tighe and Mr. Speaker—35.

Noes: Annin, Blair of Ravalli, Brower, Burnett, Camp, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Davis, Day, Drinkard, Durkan, Ellingson, Fisher, Glenn, Graybeal, Henley, Holt, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kirschwing, Kuphal Lovelace, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Rhoades, Spogen, Stewart, Sweet, Walker, Word and Working—44.

Absent and not voting: Burns, Davidson, Ezekiels, Jordan of Dawson, Kiley and Poulsson—5.

On motion of Higgins duly carried, the following letter was made a part of the minutes of this House:

January 10, 1913.

Mr. Prescott:

Mr. McNally told me that I might state to you that any of the Rose proposals as to stenography would not be considered by the Committee on Appropriations, so I desire to be given a chance at the work for \$6.00 per day.

(Signed) FRED H. LUDDY.

Cutts moved the previous question, and upon roll call the original motion of Kirschwing was carried by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burnett, Camp, Carroll, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Graybeal, Henley, Holt, Jewell, Johnson, Jordan of Flathead, Kemmis, Kirschwing, Kuphal, Lovelace, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Rhoades, Spogen, Stewart, Word and Working—41.

Noes—Blair of Powell, Blake, Carnal, Clark, Clay, Crull, Cutts, Doggett, Eliel, Gleason, Gould, Harmon, Higgins, Hough, Huddleston, Hustead, Jahreiss, Kelly, King, Largey, Lemmon, McClung, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Prescott, Rowe, Sickler, Smith, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—38.

Absent and not voting: Burns, Davidson, Ezekiels, Jordan of Dawson, Kiley and Poulsson—6.

On motion of Stewart the House adjourned at 12:25 P. M. to meet on Monday, January 13th, at 2:00 P. M.

A. D. MACDONALD, President.

Attest: CHAS. Z. POND, Chief Clerk.

(See minutes of January 24th, 1913, relative to reference to House Joint Memorial No. 1.)

Eighth Day

Monday, January 13, 1913.

House met pursuant to adjournment at 2:00 P. M.

Mr. Speaker in the chair.

Prayer by chaplain.

Roll called and quorum found present.

On motion of Norton, the Journal of the 10th as read was approved.

Representative Mark Ezekiels was at this time sworn in by the Speaker, who announced also that he had sworn in Representative E. E. Jordan in his office before the session:

The following Standing Committees were announced

AGRICULTURE:

Fishbaugh,
Clark,
McClung,
King,
Holt,
Christmas,
Phillips,
Mains,
Poulsson,
Rowe,
MacRae,
Crull,
Conner.

Huddleston,

Clark,
King,
Burns,
Blake,
Eliel,
Higgins,
Harmon,
Carnal,
Collins.

BANKS AND BANKING:

Largey,
King,
Jewell,
Sullivan,
Walker,
Sickler,
Brower,
Hough,
Annin,
Cramer,
Davidson.

AFFAIRS OF CITIES:

Norton,
Smith,
Kiley,
Johnson,
Kuphal,
Fisher,
Camp,
Crull,
Eliel,
Crippen.

CORPORATIONS OTHER THAN MUNICIPAL:

Rhoades,
Spogen,
Ezekiels,
Johnson,
Hustead,
Sullivan,
Burns,
Blake,
Brower,
Tighe,
Poulsson.

APPORTIONMENT AND REPRESENTATION:

Clark,
Graybeal,
Kiley,
Kirschwing,
Murphy,
Phillips,
Doggett,
Cookingham,
Blair of Ravalli,
Annin.

CONSERVATION OF RESOURCES:

Kelly,
Christmas,
Graybeal,
Kiley,
Kirschwing,
McNally,

APPROPRIATIONS:

McNally,
Gould,
Smith,
Sickler,
O'Neill,

Meadors,
Blair of Powell,
Blair of Ravalli,
Annin.

DAIRYING:

Gould,
Lovelace,
Phillips,
Sickler,
Kuphal,
Doggett,
Clay,
Pope,
Henley.

**DEVELOPMENT AND
PUBLICITY:**

Murphy,
Holt,
King,
Kiley,
Phillips,
Collins,
Annin,
Doggett,
Conner.

EDUCATION:

Phillips,
O'Neill,
Day,
Gleason,
Drinkard,
Higgins,
Eliel,
Glenn,
Tighe,
Harmon,
Blair of Ravalli,
Mayfield.

ENGROSSMENT:

Jewell,
Cutts,
Kiley,
McClung,
Murray,
Crippen,
Henley,
Mains,
Meadors.

ENROLLMENT:

Kuphal,
Gleason,
Huddleston,
Jahreiss,
Prescott,
Mains,
Harmon,
Davis,
Cramer.

FAIRS AND EXPOSITIONS:

Fisher,
Spogen,
Huddleston,
Cutts,
Day,
Working,
Hugh,
Cramer,
Henley.

INTERNAL IMPROVEMENTS:

Sullivan,
Burnett,
Drinkard,
Durkan,
Fishbaugh,
Blair of Powell,
Doggett,
Cookingham,
Jordan of Dawson.

INSURANCE:

Kirschwing,
Day,
Cutts,
Fisher,
Camp,
Annin,
Jordan of Dawson,
Doggett.

FEDERAL RELATIONS:

Huddleston,
Durkan,
Fisher,
Gleason,
Jahreiss,
Blair of Powell,
Hugh,
Cramer,
Kemmis.

FISH AND GAME:

Ezekiels,
Carroll,
Durkan,
Hustead,
Johnson,
Higgins,
Nye,
Davidson,
Mayfield.

HIGHWAYS:

Drinkard,
Rhoades,
Holt,
McMahon,
McClung,
Fishbaugh,
Largey,
Burns,
Carroll,
Mains,
Ellingson,
Davidson,

Kemmis,	McMahon,
Conner.	Smith,
HORTICULTURE:	Walker,
Christmas,	Davidson,
Rhoades,	Jordan of Flathead,
Drinkard,	Meadors,
Walker,	Nye.
Prescott,	MINES AND MINING:
Blair of Ravalli,	McMahon,
Kemmis,	Spoken,
Pope,	Lemmon,
Meadors.	Murphy,
HOUSE EMPLOYEES:	Hustead,
Prescott,	Carroll,
Rhoades,	Jewell,
Camp.	Largey,
JUDICIARY:	Blair of Powell,
Walker,	Ellingson,
Rhoades,	Jordan of Flathead,
Jewell,	Tighe,
Norton,	Working.
Higgins,	MILEAGE AND PER DIEM:
Stewart,	O'Neill,
Working,	Christmas,
Day,	Clark,
Crull,	Durkan,
Carnal,	Fisher,
Glenn,	Brower,
Collins,	Glenn,
Crippen,	Jordan of Flathead,
Eliel,	Conner.
Kemmis.	NEW COUNTIES AND
IMPROVEMENTS AND	DIVISIONS:
MANUFACTURING:	Holt,
Spogen,	Hustead,
Lemmon,	Spogen,
Lovelace,	Kelly,
Prescott,	McNally,
Cookingham,	Gleason,
Mains,	Clay,
Working.	Crull,
IRRIGATION AND	Glenn,
WATER RIGHTS:	Brower,
Word,	Kemmis.
Christmas,	LABOR:
Sullivan,	Cutts,
Ezekiels,	Gould,
Sweet,	Kelly,
Tighe,	Murphy,
Blake,	Smith,
Pope.	Lemmon,
JOURNAL:	Burns,
King,	Carroll,
Murray,	Blake,
McMahon,	Clay,
Walker,	Harmon,
McNally,	Collins,
Davidson,	Mayfield.
Jordan of Dawson,	LIBRARIES:
Ellingson.	Smith,
MILITARY AFFAIRS:	Fishbaugh,
McClung,	Norton,

McMahon,
Sickler,
Nye,
Poulsson,
Davidson,
Jordan of Flathead.

**LIVESTOCK AND
PUBLIC RANGES:**

Sickler,
Burnett,
O'Neill,
McClung,
Huddleston,
Burns,
Rowe,
Tighe,
Hough,
Cramer,
Collins,
MacRae.

PRINTING:

Burnett,
Jahreiss,
Durkan,
Fishbaugh,
Word,
Nye,
Ellingson,
Jordan of Dawson,
MacRae.

**RULES, JOINT RULES
AND ORDER OF BUSINESS:**

Hustead,
Stewart,
Blake,
Pope.

**RAILROADS AND
TRANSPORTATION:**

Lovelace,
Graybeal,
Gould,
Gleason,
Kelly,
Lemmon,
Rhoades,
Prescott,
Blair of Ravalli,
Rowe,
Mayfield,
Glenn,
Cookingham,
Camp.

**PRIVILEGES AND
ELECTIONS:**

Lemmon,
Jahreiss,
Word,
Murray,
Graybeal,
Holt,
Eliel,
Higgins,

Blair of Powell,
Mayfield,
Pope.

SANITARY AFFAIRS:

Sweet,
Clark,
Murphy,
Graybeal,
Clay,
Kuphal,
Largey,
Blake,
Camp,
Davis,
MacRae,
Pope.

**STATE BOARDS AND
OFFICERS:**

Burns,
Burnett,
Carroll,
Jahreiss,
Word,
Kiley,
Davidson,
Jordan of Flathead,
Poulsson,
Working.

STATE LANDS:

Johnson,
McNally,
Murray,
O'Neill,
Lovelace,
Prescott,
Carnal,
Harmon,
Davis,
Nye,
Rowe.

TOWNSHIPS AND COUNTIES:

Carroll,
Kuphal,
Largey,
Cutts,
Sweet,
Durkan,
Hough,
Crull,
Rowe,
Crippen,
Cookingham.

**STATE INSTITUTIONS,
PUBLIC BUILDINGS
AND GROUNDS:**

Graybeal,
Word,
Sullivan,
McNally,
Spogen,
Gleason,
Kirschwing,

Gould,
Jewell,
Higgins,
Eliel,
Conner,
Carnal,
Henley.
WATERWAYS AND
NAVIGATION:

Murray,
Norton,
Drinkard,
Ezekiels,
Holt,
Carnal,
Henley,
Meadors,

Poullsson.
WAYS AND MEANS:
Day,
Kirserving,
Burnett,
Johnson,
Lovelace,
Norton,
Stewart,
Sweet,
Clay,
Blake,
Ellingson,
Brower,
Crippen,
MacRae,
Jordan of Dawson.

NOTICES OF BILLS.

The following notices were given:

By Blake: A bill providing for the regulation and supervision of investment companies, and the inspection and investigation of property, books, papers, business, methods and affairs of any investment company whose stock shall be offered for sale to the public, and providing penalties for the violation thereof.

By Largey: An Act appropriating money for the payment of the claim of George H. Ambrose, account services rendered as Assistant State Humane Officer.

By Working: A bill creating the State Industrial Accident Commission and providing an Industrial Accident Fund, making an appropriation for such fund and providing for the administration of the terms of this Act, providing for the collection and disbursement of funds for the benefit, compensation and care of workmen, prescribing the duties of employers and workmen subject to this Act, and providing penalties for a violation of the terms of this Act, and abolishing in certain cases the defenses of assumption of risk, contributory negligence and the negligence of a fellow servant in actions for personal injury and death, and providing for the inspection of industrial plants.

By Largey: A bill providing for the protection of the game fish of the State of Montana.

By Brower: A bill to amend Sections 786 and 2196 and 2197 of the Revised Codes of the State of Montana of 1907, concerning the investment of funds of the State Normal School, Permanent University Funds, Permanent Agricultural College and Permanent School Funds, as amended by Chapter 76 of the Session Laws of 1909.

By Blair of Ravalli: A bill regulating intelligence offices and prescribing penalties for a violation thereof.

By Lovelace: A bill to regulate the practice of veterinary medicine and surgery in the State of Montana; and to establish a Board of Examiners in Veterinary Medicine and Surgery; and to define offenses committed contrary to the provisions of this Act, and providing penalties for the violation thereof.

By Lovelace: A bill to create and appoint a State Tax Commis-

sion, and to define the powers and duties thereof.

By Lovelace: A bill creating the office of State Dairy Commissioner of the State of Montana, fixing the salary and defining the duties thereof; providing for deputies; prescribing rules and methods for the education of Montana dairymen and producers; regulating the production, sale and shipment of milk, cream, butter, ice cream and cheese; providing for the inspection of creameries, cheese and ice cream factories, dairies and utensils; providing penalties for the violation of this Act, and making an appropriation for the carrying out of its provisions and repealing all Acts in conflict herewith.

By Ezekiels: A bill to punish the making or use of false statements to obtain property or credit.

By Ezekiels: A bill to amend Section 6659 of the Revised Codes of Montana of 1907, relating to undertakings on attachment, and to provide for the pro-rating of all attachments levied within sixty days.

By Rhoades: A bill to revise Section 3402 of the Political Codes of the State of Montana, relating to delinquent taxes on property in special improvement districts.

By Mayfield: A bill providing for the submission to arbitration of differences between laborers and employees, and providing for the creation of an arbitration board to settle such differences.

By Smith: A bill defining and regulating the carrying for sale, endeavoring to sell, or sale of cotton duck or canvas or articles composed in whole or in part of cotton duck, or canvas, awnings, pawlins, wagon covers, tents, grain and hay covers, stable and tent tops, and requiring the same to be properly marked as to weight, size and use of fillers or other preparations.

By Mayfield: A bill to amend Section 3244 of the Revised Codes of Montana of 1907 relating to the salary of City Attorney.

By Harmon: A bill to encourage the breeding and dissemination of better farm animals in the State of Montana.

By Harmon: A bill authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the County Treasury for the purpose of paying party salary and expenses of a county agricultural instructor.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Higgins: H. B. No. 30. A bill for an Act entitled, "An Act to amend Section 2 of Chapter 136 of the Session Laws of the Twelfth Assembly relating to the issuance of reduced or free transportation by common carriers and providing penalties for violation thereof."

By McNally: H. B. No. 31. A bill for an Act entitled, "An Act regulating and limiting the hours of employment for female employees, and governing the conditions under which female employees shall work in certain industries and providing penalties for violation thereof."

By Annin: H. B. No. 32. A bill for an Act entitled, "An Act to amend Section 2196 of the Revised Codes of Montana of 1907, as amended by Chapter 76 of the Session Laws of 1909, entitled, "An Act to Amend Section 786 and 2196 and 2197 of the Revised Codes of the

State of Montana of 1907, concerning the investment of funds of the State Normal School, Permanent University Funds, Permanent Agricultural College and Permanent School Funds."

By Pope: H. B. No. 33. A bill for an Act entitled, "An Act providing for the investment of sinking funds of all counties, cities, towns and school districts."

By Blair (Ravalli): H. B. No. 34. A bill for an Act entitled, "An Act requiring County Commissioners to advertise for bids for county printing."

By McMahon: H. B. No. 35. A bill for an Act entitled, "An Act to enact a general highway law, with an appropriation to carry out its provisions; providing for the classification and permanent improvement of the public highways and for the granting of county and state aid in certain cases, including and creating a State Highway Commission and the office of State Highway Engineer and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes, and also repealing that certain Act approved March 2, 1909, entitled, "An Act to provide for the permanent improvement of main highways by extension of county aid for such purpose, to provide the manner of petitioning for such improvement, for the levying of assessments upon lands benefitted thereby, for the payment of a part of the cost thereof," and repealing that certain Act approved March 8, 1909, entitled, "An Act placing the highways and bridges in counties of the first class under the supervision and control of the County Surveyor, defining his power and duties, fixing his compensation and abolishing the office of road supervisor in counties of the first class."

By Drinkard: H. B. No. 36. A bill for an Act entitled, "An Act to enact a general highway law, with an appropriation to carry out its provisions; and repealing Sections 1337, 1338, 1340, 1341, 1344, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes, and also repealing that certain Act approved March 11, 1909, entitled, "An Act to provide for the permanent improvement of main highways by extension of county aid for such purpose, to provide the manner of petitioning for such improvements, for the levying of assessment upon lands benefitted thereby for the payment of a part of the cost thereof."

By Drinkard: H. B. No. 37. A bill for an Act entitled, "An Act to regulate the employment of legislative lobby counsel and agents; to prohibit legislative counsel and agents from attempting to influence members of the legislature otherwise than by appearance before committees thereof; to provide for legislative dockets and the entering of the names of counsel and agents herein, and to provide for the return of legislative expenses to counsel, agents and employers, and prescribing

ing penalties and fixing punishment for violation of the provisions of this Act."

By King: H. B. No. 38. A bill for an Act entitled, "An Act to amend Article XII., Section 3 of the Constitution of the State of Montana relative to the taxation of mines and mining claims."

By King: H. B. No. 39. A bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907 relating to legal fences."

MOTIONS AND RESOLUTIONS.

Higgins offered the following Resolution:

A resolution providing for the discontinuance of the frank granted to the members of the House by the Montana States Telephone and Telegraph company for local and long distance service.

WHEREAS, The long distance service of the Montana States Telephone and Telegraph company has been granted to members of this House free of charge, through letters written to members by J. F. Greenawalt as special representative of said company, and

WHEREAS, a special telephone has been installed in the telephone room known as Telephone 1282 and placed there for the free use of members for local and long distance calls, and,

Whereas, Such action by the Montana States Telephone and Telegraph company is special privilege, unfair discrimination and unjust practice to the patrons of the said telephone company, who pay the regular charges for similar services, and,

WHEREAS, The charges paid by the patrons of the said telephone company must be made sufficiently high to pay for the free use of the long distance service rendered to any individuals such as the frank given to the members of this House.

THEREFORE, BE IT RESOLVED, That such action by the said telephone company is special privilege and against public policy and that the said Montana States Telephone and Telegraph company is ordered to remove the special telephone installed for the use of the members of this House, and to discontinue free long distance service to the members of this body.

Higgins moved that the resolution be adopted.

Norton moved as an amendment that the resolution be laid on the table and upon roll call the amendment was lost by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Clark, Conner, Cutts, Doggett, Ezekiels, Fisher, Gleason, Graybeal, Huddleston, Hustead, Jahreiss, Johnson, Kelly, King, Kuphal, Largey, Lemmon, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, O'Neill, Smith, Walker, Word, Working and Mr. Speaker—33.

Noes—Annin, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clay, Collins, Cramer, Crippen, Davidson, Davis, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Glenn, Gould, Harmon, Henley, Higgins, Holt, Jewell, Jordan of Flathead, Jordan of Dawson, Kirschwing, Lovelace, McClung, Mayfield, Nye, Phillips, Pope, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan and Sweet—42.

Absent and not voting—Burns, Cookingham, Crull, Day, Hough, Kemmis, Kiley, Murray, Poulsson and Tighe—10.

Mr. Speaker announced that every member of the House was compelled to vote on this motion unless excused by the House, and Kemmis being an interested party in same, was, upon request, excused from voting.

Upon roll call, the original motion of Higgins was carried by the following vote:

Ayes: Annin, Blair of Powell, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Collins, Cramer, Crippen, Davidson, Davis, Drinkard, Durkan, Eliel, Ellingson, Glenn, Gould, Harmon, Henley, Higgins, Holt, Jewell, Jordan of Flathead, Jordan of Dawson, Kirschwing, Lovelace, McClung, Mayfield, Meadors, Nye, Phillips, Pope, Prescott, Rhoades, Rowe, Sickler, Word and Working—40.

Noes—Blair of Ravalli, Blake, Clark, Conner, Cutts, Day, Doggett, Ezekiels, Fishbaugh, Fisher, Gleason, Graybeal, Huddleston, Hustead, Jahreiss, Johnson, Kelly, King, Kuphal, Largey, Lemmon, McNally, MacRae, Mains, Murphy, Norton, O'Neill, Smith, Spogen, Stewart, Sullivan, Sweet, Walker and Mr. Speaker—35.

Absent and not voting: Burns, Clay, Cookingham, Crull, Hough, Kiley, Murray, Poulsson and Tighe—9.

Excused: Kemmis—1.

Eliel gave notice that at some future date he would give notice to reconsider the above motion.

Higgins: That Rule 27 of the House Rules of the Twelfth Assembly under which we are working be amended so as to read as follows: "No bill, except for expenses of State Government, shall be introduced after the forty-second day of the session, unless by unanimous consent. This rule shall not be suspended. No member shall introduce more than two bills in one day."

Motion was referred to the Committee on Rules.

Higgins moved that the Committee on Enrollment be instructed to have all bills enrolled on typewriters and that the Secretary of State be instructed to purchase such typewriting machines as may be necessary for this purpose.

Day moved an amendment that this be referred to the Committee on Rules, Joint Rules and Order of Business.

Carried.

READING OF HOUSE BILLS.

The following bills were taken from the file:

H. B. No. 21, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 22, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 23, read first and second times by title only and referred to Committee on Education.

H. B. No. 24, read first and second times at length and referred to Committee on Judiciary.

H. B. No. 25, read first and second times by title only, and referred to Committee on Judiciary.

H. B. No. 26, read first and second times by title only, and referred to Committee on Affairs of Cities.

H. B. No. 27, read first and second times by title only, and referred to Committee on Judiciary.

H. B. No. 28, read first and second times by title only, and referred to Committee on Banks and Banking.

H. B. No. 29, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 31, read first and second times by title only and referred

H. B. No. 30, read first and second times by title only, and referred to Committee on Judiciary.

to Committee on Labor.

H. B. No. 32, read first and second times by title only, and referred to Committee on State Institutions.

H. B. No. 33, read first and second times by title only, and referred to Committee on Townships and Counties.

H. B. No. 34, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 35, read first and second times by title only and referred to Committee on Highways.

H. B. No. 36, read first and second times by title only, and referred to Committee on Highways.

H. B. No. 37, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 38, read first and second times by title only, and referred to Committee on Mines and Mining.

H. B. No. 39, read first and second times by title only and referred to Committee on Livestock and Public Ranges.

On motion of Cutts, duly carried, the Sergeant-at-Arms was instructed to have a telephone installed in the House telephone booth for the convenience of the members; that the individual members pay all long distance tolls and that local calls be charged to the State.

On motion of Blake, the resolution in regard to the Reclamation Service and Carey Land was made a special order for Friday morning, January 17, at 11:00 A. M.

On motion of Higgins, duly carried, the Chief Clerk was instructed to have sufficient copies of the following telegram for the use of the members:

Kalispell, Mont., Jan. 13, 1913.

Representative Macdonald,

Helena, Montana.

Gentlemen:

We, the undersigned, respectively urge that immediate and decisive action be taken in support of Jewell resolution providing for investigation of irrigation projects. General dissatisfaction prevails among settlers on Flathead and Milk River Projects for the past ten years. Millions of dollars have been spent upon projects and only comparatively few acres are under water. Settlers for years past have been refused definite information as to cost per acre for water and definite time as to when water would be furnished. We think the time has

come when settlers should have a respectful hearing.

(Signed)

P. N. BERNARD,

W. D. LAWSON,

R. E. WEBSTER,

R. PAULINE,

C| D. CONRAD,

SIDNEY H. BUTLER,

W. F. MULANEY,

R. P. AUSTIN,

HAMILTON LEE,

H. V. ALWARD,

O. G. JONES,

O. H. MOBERLY,

A. N. TOBIE,

B. JONES,

J. S. CONLON,

J. W. BROADWATER,

CHAS. SMITHERS.

On motion of Blake the House adjourned at 4:10 P. M. to meet tomorrow morning at 10:30 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Ninth Day

Tuesday, January 14, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by chaplain.

Roll called and quorum found present.

On motion of King the Journal of the eighth day was approved.

At this time Mr. Speaker administered the oath to Robert F. Rose, official stenographer of the House.

NOTICES OF BILLS.

The following notices were given:

By Kirschwing: A bill for an Act entitled, "An Act to provide sanitary drinking cups in all trains and in all public places."

By Lemon: A bill for an Act entitled, "An Act to create the State Board of Commissioners for the Insane, naming the members thereof and prescribing their powers and duties; providing for the appointment of a Superintendent of the State Insane Asylum and one Assistant Superintendent and fixing their term and salary and prescribing their qualification and providing for their removal." Repealing Sections 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119 and 1120 of the Revised Codes of the State of Montana.

By Sullivan: A bill for an Act entitled, "An Act to amend Chapter 92 of the Session Laws of 1911, relating to the sale of intoxicating liquors and the issuance of licenses therefor."

By Lovelace: A bill for an Act entitled, "An Act to amend Section 3 of Chapter 45, Laws of 1909, relating to the compensation of the officers and employees of the Legislative Assembly."

By Carnal: A bill for an Act entitled, "An Act for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalties for the violation of the

provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act, and also repealing Section 5757 to 5773 inclusive, Revised Codes of the State of Montana."

By Holt: A bill for an Act entitled, "An Act to amend Section 2501 of the Revised Codes of the State of Montana, relating to the definition of terms."

Hy Holt: A bill for an Act entitled, "An Act to amend Section 2498 of the Revised Codes of the State of Montana, relating to property liable to taxation."

By Holt: A bill for an Act entitled, "An Act to amend Section 2578 and 2579 of the Revised Codes of the State of Montana, relating to abstracts of incumbrance to the furnished by County Clerk to Assessor."

By Holt: A bill for an Act entitled, "An Act to amend Section 2502 of the Revised Codes of the State of Montana, relating to the method of assessment of property."

By Mayfield: A bill amending Sections 8782 and 8792 of the State Fish and Game Law."

REPORTS OF STANDING COMMITTEES..

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations, to whom was referred Senate Joint Resolution No. 1, introduced by Edwards, a resolution providing for the investigation of railroad freight rates on wheat shipments to eastern markets, having had said resolution under consideration, beg leave to report same back to the House with the recommendation that it do pass.

On motion of McNally, report was adopted.

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

We, your Committee on Appropriations, to whom was referred House Joint Resolution No. 3, introduced by Jordan, a resolution providing for an Assistant in the Law Library during the sitting of the Legislative Assembly, beg leave to report the same back to the House with the recommendation that it do pass.

On motion of McNally, report was adopted.

McNally from the Committee on Appropriations, reported as follows:
Mr. Speaker:

We, your Committee on Appropriations, after having under consideration the estimate of the revenues and expenditures for the fiscal years 1913 and 1914, recommend that a sufficient number of the reports be printed and distributed among the members of the House.

On motion of Gould, report was adopted.

Hustead from the Committee on Rules, Joint Rules and Order of Business, reported as follows:

Mr. Speaker:

We, your Committee on Rules, beg leave to submit the following report:

Believing that a division of the work of the House between a greater number of committees will facilitate the work; and on account of new legislation which is to be considered, we recommend that Rule 8 be amended by the addition of the following Standing Committees:

Committee on Public Morals, Charities and Reforms.

Committee on Public Utilities and State Commissions.

On motion of Hustead, the report was adopted.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Working: H. B. No. 40. A bill for an Act entitled, "An Act to amend Section 3298 of the Revised Codes of 1907, relating to the jurisdiction of Police Courts in Civil and Criminal cases."

By Brower: H. B. No. 41. A bill for an Act entitled, "An Act to amend Sections 786 and 2196 and 2197 of the Revised Codes of the State of Montana of 1907, concerning the investment of the funds of the State Normal School, Permanent University Funds, Permanent Agricultural College and Permanent School Funds, as amended in Chapter 76 of the Session Laws of 1909."

By Ezekiels: H. B. No. 42. A bill for an Act entitled, "An Act to amend Sections 6659 of the Revised Codes of Montana of 1907 relating to undertakings on attachment, and to provide for the pro-rating of all attachments levied within sixty days."

By Brower: H. B. No. 43. A bill for an Act entitled, "An Act to amend Section 3168 of the Revised Codes of Montana of 1907 as amended by Chapter 117 of the Session Laws of 1911, be, and the same is, hereby amended to read as follows:"

By Camp: H. B. No. 44. A bill for an Act entitled, "An Act to amend Section 3397 of the Revised Codes of Montana of 1907, and providing that the payment for improvements therein mentioned shall be per lineal foot of all property abutting on said improvements."

By Rhoades: H. B. No. 45. A bill for an Act entitled, "An Act to amend Section 3402 of the Revised Codes of Montana of 1907, relating to the sale of delinquent property for taxes, in special improvement districts."

By Ezekiels: H. B. No. 46. A bill for an Act entitled, "An Act to punish the making or use of false statements to obtain property on credit."

By Carnal: H. B. No. 47. A bill for an Act entitled, "A bill for an Act to provide for the examination of adverse party."

By Mayfield: H. B. No. 48. A bill for an Act entitled, "An Act to amend Section 3244 of the Revised Codes of Montana of 1907, relating to the salary of City Attorneys."

By Blair (Ravalli): H. B. No. 49. A bill for an Act entitled, "An Act regulating intelligence offices and prescribing penalties for a violation thereof."

By MacRae: H. B. No. 50. A bill for an Act entitled, "An Act providing for the submission to the qualified Electors of the State of Montana an amendment to Article IX. of the Constitution of the State of Montana by adding a new clause to the numbered Section 14 of

said article providing for the recall of public officers."

By Harmon: H. B. No. 51. A bill for an Act entitled, "An Act to encourage the breeding and dissemination of better farm animals in the State of Montana."

By MacRae: H. B. No. 52. A bill for an Act entitled, "An Act providing for the submission to arbitration of differences between laborers and employers and providing for the creation of an Arbitration Board to settle such differences."

By Harmon: H. B. No. 53. A bill for an Act entitled, "An Act authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the County Treasury, for the purpose of paying part salary and expenses of a County Agricultural Instructor."

On motion of Murray the Speaker appointed a committee of three, consisting of Murray, Brower and Annin, to arrange for the lighting for the picture directly behind the Speaker's desk.

READING OF HOUSE BILLS.

H. B. No. 40, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 41, read first and second times by title only and referred to Committee on State Institutions.

H. B. No. 42, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 43, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 44, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 45, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 46, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 47, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 48, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 49, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 50, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 51, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 52, read first and second times by title only and referred to Committee on Public Utilities and State Commissions.

H. B. No. 53, read first and second times by title only and referred to Committee on Agriculture.

THIRD READING OF SENATE JOINT RESOLUTIONS.

On motion of Camp, Senate Joint Resolution No. 1 was considered as read three several times.

Durkan moved the following amendment:

Mr. Speaker:

I move to amend the Resolution of the Senate which the Committee on Appropriations has recommended to the House for adoption, that Kirschwing, Rhoades and Annin be the committee appointed by the Speaker.

Crippen moved the previous question and upon roll call the amendment was lost by the following vote:

Ayes: Annin, Blair of Ravalli, Camp, Carnal, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Drinkard, Durkan, Ellingson, Fisher, Glenn, Harmon, Henley, Jordan of Flathead, Jordan of Dawson, Kemmis, Kirschwing, MacRae; Mayfield, Murray, Nye, Pope, Sickler and Word—29.

Noes: Blair of Powell, Blake, Power, Burnett, Burns, Carroll, Christmas, Clark, Clay, Crull, Cutts, Day, Doggett, Eliel, Ezekiels, Fishbaugh, Gleason, Gould, Graybeal, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kelly, King, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Phillips, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—53.

Absent and not voting—Hough, Kiley and Largey—3.

Further action on the above was deferred until after the recess.

Mr. Speaker at this point made the following announcement to the House:

"This being the second Tuesday after the convening and organization of the Thirteenth Legislative Assembly and the hour of twelve o'clock having arrived, the House will now proceed to ballot for the United States Senator in the Congress of the United States, for the term expiring March 4, 1913, to succeed the Honorable Joseph M. Dixon."

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received:
Executive Office,

Helena, Montana.

The Speaker of the House of Representatives,

House of Representatives,

Helena, Montana.

I, S. V. Stewart, Governor of the State of Montana, do hereby certify that at an election held in said State on Tuesday, the fifth day of November, A. D. 1912, the following named persons received the votes set opposite their names for the office of Senator in the Congress of the United States:

Thomas J. Walsh.....	28,421 votes
Joseph M. Dixon.....	22,161 votes
Henry C. Smith.....	18,450 votes
L. J. Duncan.....	2 votes
George O'Mally	1 vote
Eugene V. Debs.....	1 vote
Arthur T. Howey.....	2 votes
C. I. Burt.....	1 vote

Lee Mantle	1 vote
Ed. Donlan	1 vote
Harry Talbot	1 vote
Harry Talbot	1 vote
Harry Beaverly	1 vote
Alexander Hamilton	1 vote

Said ascertainment of votes for the office named having been certified to the Governor of the State Board of Canvassers of the State of Montana by report dated December 3, 1912, which said report is now on file and a part of the records of my office.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Helena, the Capital, this, the fourteenth day of January, in the year of our Lord One Thousand Nine Hundred and Thirteen.

(Official Seal)

S. V. STEWART..

Mr. Speaker then directed that the roll be called and the members announce their choice for United States Senator to succeed the Honorable Joseph M. Dixon.

Thereupon the House proceeded to vote in accordance with the provisions of Section XV., Title 2, Chapter 1 of the Revised Statutes of the United States, with the following result:

For T. J. Walsh: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Holt, Higgins, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—83.

Noes—None.

Absent and not voting: Kiley and Largey—2.

The Speaker thereupon duly announced that the Honorable Thomas J. Walsh had received a majority of all the votes cast.

On motion of Kirschwing, the House took a recess at 12:20 P. M. until 2 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

THIRD READING OF SENATE JOINT RESOLUTIONS.

Deferred action on Senate Joint Resolution No. 1 was resumed at this time.

Crippen offered the following amendment:

Mr. Speaker:

I move to amend the said Joint Resolution by striking out the last of same an inserting in lieu thereof the following:

"And be it further resolved by the Senate of said Assembly, the House of Representatives concurring, that said committee shall report its findings to the present session of said Legislative Assembly within thirty (30) days after the adoption of said joint resolution."

Carried.

Blair of Ravalli offered the following amendment:

Mr. Speaker:

I move to amend this resolution by adding the words "fruit and farm products" after the word "wheat" so that the investigation will cover fruit and other land products as well as wheat.

Carried.

Senate Joint Resolution No. 1 as amended was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—82.

Noes—None.

Absent and not voting: Burns, Kiley and Largey—3.

Title agreed to.

On motion of Kirschwing, the remarks of Hon. E. C. Day on the election of T. J. Walsh were recorded in the Journal as follows:

In placing the name of the Hon. Thomas J. Walsh before the House, Representative E. C. Day said:

"Under ordinary conditions the placing in nomination of a candidate to be voted for by United States Senator would be both unusual and of doubtful propriety. On former occasions the persons voted for represented either the selection of a party caucus or the choice of a limited group of representatives. Today we are here not merely to perform the duties imposed upon us by the laws of the United States and of the State of Montana as members of the House, but also to discharge in a specific manner a duty which we assumed when we accepted our nominations and for the strict performance of which we pledged our honor over our signatures to the voters of our respective districts.

"By the popular vote of the electors of this State, which you have heard declared in the communication of His Excellency, the Governor, there has been imposed upon us who signed Statement No. 1 the duty of casting our votes for the Honorable Thomas J. Walsh. I congratulate the State of Montana and the members of this House that since that declaration of their wishes by the people of the State of Montana there has not been one suggestion that any member of this House would falter in the performance of the duty for which he

pledged himself to his constituents; and I congratulate you, gentlemen, that we can perform the duty without any compunctions of conscience and without any apprehension of criticism from either our constituents or those who are to come after us.

"The gentleman to be voted for has been a citizen of this State for twenty-two years. During that period of time he has lived before the public. Trained for the bar, he has practiced his profession throughout the State with singular success, both as an advocate devoted to the cause of his client, and as a jurist engaged in the scientific application of the fundamental principles of the affairs of a new and wonderfully growing commonwealth. His zeal, devotion and ability have been united with an intense nature and tireless energy. In his investigation of the underlying principles of jurisprudence, he has known no limit and in the presentation of his causes to the tribunals of justice he has spared no personal effort. For years he has been a student of the science of government, and has sought office more as an opportunity for service to his country than as a source of pecuniary reward to himself. The several campaigns which he has made in this State have been marked by the dignity and ability with which he has discussed matters of great public interest, rather than by the display of the arts and wiles of the skillful politician, and he has won unaided save by those who have felt the inspiration and uplift of his discussion of public questions and affairs, the popular vote of the people of this State for this office. At this time he is peculiarly fitted to discharge the duties of this office, not only because of his intimate knowledge of affairs of interest to Montana, but because of his wide acquaintance among and intimate association with the leaders of the majority party in our national government, and the great part he has heretofore played in framing the policies now to be put into execution.

"Fortunate indeed is the State of Montana in being able to avail herself of his services at this particular time, and in presenting to him a seat in the United States Senate under circumstances of such unanimity as will enable him to feel that he has behind him the united support of his people, to strengthen his effort and to inspire his zeal amid the trying duties he is about to assume.

"Mr. Speaker, and gentlemen of the House of Representatives, in presenting to you the name of the Honorable Thomas J. Walsh as Montana's preferential choice for Senator, and asking for him your vote pursuant to that choice, I feel that I am but giving expression to the sentiment of you all when I say that we will cast our vote with the full assurance that while he hold the office to which he will be elected, he will give to the service of the State and Nation all of his abilities and all of his energies with a sincere desire and an earnest effort to labor faithfully and unselfishly for the welfare of the people who have thus entrusted to him the duties of this high office." (Great applause.)

McNally was granted unanimous consent and the following bills were introduced without previous notice having been given:

By McNally: H. B. No. 54. A bill for an Act entitled, "An Act appropriating money for the payment of per diem and mileage of cer-

tain persons on account of services as presidential electors for the year 1913."

By McNally: H. B. No. 55. A bill for an Act entitled, "An Act to appropriate the sum of One Thousand (\$1,000.00) Dollars or as much thereof as may be necessary to pay the expenses of the Joint Committee of the Senate and House of Representatives, appointed to investigate railroad freight charges upon wheat shipped from Montana points to eastern markets."

THIRD READING OF HOUSE JOINT RESOLUTIONS.

House Joint Resolution No. 3 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carroll, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookinghom, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Pouls-son, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—82.

Noes—None.

Absent and not voting: Burns, Kiley and Largey—3.

Tile agreed to.

READING OF HOUSE BILLS.

H. B. No. 54, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 55, read first and second times at length and referred to Committee on Appropriations.

MESSAGES FROM THE SENATE.

January 14, 1913.

Senate Chamber,

Helena, Montana.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that:

H. B. No. 4 was this day concurred in by the Senate, and is returned herewith.

H. B. No. 6 was this day concurred in by the Senate, and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

January 13th, 1913.

Senate Chamber,

Helena, Montana.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate today appointed the following Standing Committees:

1. AGRICULTURE AND MANUFACTURES:
George, Asbridge, Darroch, Williams, Grande.
2. MILEAGE:
Cato, O'Shea, Stevens.
3. CORPORATIONS OTHER THAN MUNICIPAL:
Stout, Cato, Minor, Leary, Burlingame, Larson, Edwards.
4. COUNTIES, TOWNS AND MUNICIPAL CORPORATIONS:
Muffly, Dearborn, George, Minor, Donlan, Leighton, Survant.
5. EDUCATION:
Dearborn, Stout, Duncan, Selway, Leighton.
6. ENGROSSED BILLS:
Larson, Leary, Cato.
7. ENROLLED BILLS:
Grande, Minor, McKenzie.
8. FEDERAL RELATIONS:
Taylor, Christopher, Stout, Duncan, Groff.
9. FINANCE AND CLAIMS:
Whiteside, Byrnes, Groff, O'Shea, Selway, Stevens, Christopher.
10. JUDICIARY:
Duncan, Gallwey, Whiteside, Stout, Edwards, Burlingame, Williams.
11. MILITARY AFFAIRS:
Boardman, Survant, Dearborn.
12. MINES AND MINING:
Gallwey, Byrnes, Muffly, Donlan, Leighton.
13. PUBLIC BUILDINGS:
Byrnes, Abbott, Whiteside, Leary, Christopher, Brownlee, Survant.
14. PUBLIC LANDS:
Burlingame, Asbridge, Cato, Muffly, Larson.
15. PUBLIC MORALS:
Leighton, Brownlee, Whiteside.
16. PRINTING:
Christopher, Stout, George.
17. ROADS, HIGHWAYS AND BRIDGES:
Abbott, O'Shea, Darroch, George, Larson, Edwards, Taylor.
18. LIBRARIES:
McKenzie, Duncan, Leighton.
19. IRRIGATION AND WATER RIGHTS:
Darroch, Asbridge, Abbott, Groff, Muffly, Williams, Grande, Larson, Taylor.
20. FISH AND GAME:
Leary, Byrnes, Minor, Darroch, Brownlee, Grande, Boardman.
21. ELECTION AND PRIVILEGES:
Stevens, Leary, Duncan, Muffly, Selway.
22. LABOR AND CAPITAL:
O'Shea, Gallwey, Byrnes, Edwards, McKenzie.
23. STOCK GROWING AND GRAZING:
Asbridge, Cato, Darroch, Byrnes, Dearborn, Selway, Stevens, Brownlee, Boardman.

24. IMMIGRATION:

Brownlee, Burlingame, Grande, Asbridge, Leary.

25. APPORTIONMENT AND REPRESENTATION:

Selway, Gallwey, Muffly, Dearborn, Edwards.

26. FAIRS AND EXPOSITIONS:

Minor, Dearborn, Whiteside, Donlan, Taylor.

27. RAILROADS AND TRANSPORTATION:

Edwards, Abbott, Gallwey, Muffly, Stout, Minor, McKenzie, Stevens, Boardman.

28. RULES:

Donlan, Gallwey, Duncan.

29. HORTICULTURE:

Groff, Whiteside, George, Donlan, Christopher.

30. INSURANCE:

Williams, Burlingame, Groff, Abbott, O'Shea.

31. DAIRIES AND DAIRYING:

Survant, Abbott, O'Shea, George, McKenzie.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

January 13th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was this day introduced by unanimous consent, without previous notice:

S. B. No. 18, by Larson: A bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for infraction of the provisions thereof."

To Committee on Public Morals.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

January 13th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were given this day as follows:

By Stevens: A bill for an Act entitled, "An Act relating to grain elevators, grain warehouses and grain inspection in the State of Montana, and elsewhere."

By Whiteside: A bill for an Act entitled, "An Act to create the office of State Parole Commissioner."

By Abbott: A bill for an Act entitled, "An Act to divide the State of Montana into two Congressional Districts."

By Edwards: A bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana an amendment to the State Constitution amending Section 17 of Article 5 relating to impeachment of the Governor and other State and Judicial Officers excepting Justices of the Peace. And providing an additional method

for the trial and removal of District Judges and Justices of the Supreme Court."

By Survant: A bill for an Act entitled, "An Act to create the County of Phillips, to provide for the organization and government, to define its boundaries and to alter the boundaries of Valley and Blaine counties to conform thereto.

By O'Shea: A bill for an Act entitled, "An Act to provide for the deposit and control of all moneys in the possession of and under the control of County, City and Town Treasurers; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907."

By Williams: A bill for an Act entitled, "An Act to establish a dry land sub-experiment station, on certain state lands in Powell county, to be operated with the use of prison labor under the direction of the Agricultural College, and appropriating money therefor."

By Muffy: "A Senate Joint Memorial, memorializing the Congress of the United States to enact a law providing for the construction of a system of paved national roads or highways connecting the capitals of the several states of the Union with the National Capital and with each other, also with the principal national parks; and to provide the necessary means for paying for the same by restoring the internal revenue of 1897 on tobacco, or otherwise."

By Duncan: A bill for an Act entitled, "An Act to amend Section 5758 of the Revised Codes of Montana, relating to chattel mortgages."

By Byrnes: A bill for an Act entitled, "An Act to amend Section 270 of the Revised 1907 Codes of the State of Montana, relating to the storage and safekeeping of the records of the Grand Army of the Republic."

By Whiteside: A bill for an Act entitled, "An Act to establish an experimental farm in the Flathead county and appropriate money therefor."

By Asbridge: A bill for an Act entitled, "An Act to establish a State Grain Laboratory at the Montana Experiment Station; and to define the aim and scope of the work to be proposed; and providing for the administration and to make appropriation for the establishment and maintenance thereof."

By Whiteside: A bill for an Act entitled, "An Act to consolidate under one management and at one point of location all of the educational institutions belonging to the State of Montana."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 13, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. Nos. 1-10 inclusive, which had been previously introduced and placed on file, were this day referred to the following Standing Committees:

S. B. No. 1, by Senator Stout. A bill for an Act entitled, "An Act

for the submission to the qualified Electors of the State of Montana, and amendment to Section 2 of Article IX. of the Constitution of the State of Montana relating to rights of suffrage and qualifications to hold office." To Committee on Judiciary.

S. B. No. 2, by Senator Leary. A bill for an Act entitled, "An Act to amend Section 9720 of the Revised Codes relating to the appointment and tenure of office of the Warden of the State Prison." To the Committee on Corporations other than Municipal.

S. B. No. 3, by Senator Darroch. A bill for an Act entitled, "An Act to amend Section 6506 of the Revised Codes of 1907 relating to change of place of trial of causes of action." To the Committee on Judiciary.

S. B. No. 4, by Senator George. A bill for an Act entitled, "An Act to define and regulate the public utilities and provide means for its enforcement." To the Committee on Agriculture and Manufactures.

S. B. No. 5, by Larson. A bill for an Act entitled, "An Act to provide for a Board of County Commissioners, fixing their terms of office, and for the division of each county into districts, to be numbered and known as Commisisoner Districts:" To the Committee on Counties, Towns and Municipal Corporations.

S. B. No. 6, by Larson. A bill for an Act entitled, "An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing on such lien." To the Committee on Agriculture and Manufactures.

S. B. No. 7, by Larson. A bill for an Act entitled, "An Act to prohibit the sale, removal, disposal or concealment of mortgaged crops without the written consent of the mortgagees, and providing a penalty therefor." To the Committee on Agriculture and Manufactures.

S. B. No. 8, by Larson. A bill for an Act entitled, "An Act to provide for the continuance of the lieu of a mortgage on growing crops, and to repeal Section 5773, Revised Codes of 1907." To the Committee on Agriculture and Manufacture.

S. B. No. 9, by Larson. A bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to the Constitution amending Section 21, Article V., relating to the time for the introduction of bills in the Legislative Assembly." To the Committee on Judiciary.

S. B. No. 10, by Byrnes: Public Service Commission Law. "An Act making the Board of Railroad Commissioners of the State of Montana ex-officio a Public Service Commission for the regulation and control of certain public utilities, prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for services rendered by such public utilities, providing penalties for violation of the provisions of this Act, authorizing such Public Service Commission to appoint an expert engineer and to employ clerks and assistants and making an appropriation for carrying out the provisions of this Act." To the

Committee on Corporations other than Municipal.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 13, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced and referred to Standing Committees:

S. B. No. 11, by Asbridge: A bill for an Act entitled, "An Act providing for regular and special terms of court in districts comprising more than one county, and for the transfer of cases from one county to another in the same judicial districts." To Committee on Judiciary.

S. B. No. 12, by O'Shea: A bill for an Act entitled, "An Act creating the State Industrial Accident Commission and providing an Industrial Accident Fund, making an appropriation for such fund, and providing for the administration of the terms of this Act, providing for the collection and disbursement of funds for the benefit, compensation and care of workmen, prescribing the duties of employers and workmen subject to this Act, and providing penalties for violation of the terms of this Act, and abolishing in certain cases the defenses of assumption of risk, contributory negligence and the negligence of a fellow servant in actions for personal injury and death, and providing for an inspection of industrial plants." To Committee on Finance and Claims.

S. B. No. 13, by Groff: A bill for an Act entitled, "An Act to authorize the Government of the United States, the United States Commissioner of Fisheries, and its or his duly authorized agents the right to conduct fish hatching and all operations connected therewith in any manner, and at any time that may by them be considered necessary and proper at a United States Fish Cultural Station, to be established by the Government of the United States in the State of Montana." To Committee on Fish and Game.

S. B. No. 14, by Whiteside: A bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgement may be taken." To Committee on Judiciary.

S. B. No. 15, by Whiteside: A bill for an Act entitled, "An Act to amend Sections 7291, 7293 and 7299 of the Revised Codes of Montana, of 1907, relating to mechanics' liens." To Committee on Judiciary.

S. B. No. 16, by Stout: A bill for an Act entitled, "An Act to cause railway corporations to plank all crossings on public highways and keep them in repair, and to provide a penalty for any violation of this Act." To Committee on Railroads and Transportation.

S. B. No. 17, by Leary: A bill for an Act entitled, "An Act to amend Section 1413 of the Revised Codes of Montana, as amended by the Act of the Eleventh Legislative Assembly, relating to the Construction and Repair of Bridges." To Committee on Roads, Highways and Bridges.

S. B. No. 19, by Larson: A bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for the infraction of the provisions thereof." To Committee on Public Morals.

S. B. No. 20, by O'Shea: A bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans of money, providing for a penalty for violation thereof, and to amend Section 5212, Revised Codes of Montana of 1907." To Committee on Judiciary.

S. B. No. 21, by Duncan: A bill for an Act entitled, "An Act prohibiting the hunting of game animals and game birds within a certain district of the State of Montana, defining the boundaries of said district, and providing punishment for the violation thereof." To the Committee on Fish and Game.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 14, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of introduction of bills was today given as follows:

By Donlan: A bill for an Act entitled, "An Act authorizing the creation of permanent road districts in any county and the issuance and payment of bonds for the construction or improvement of public highways within such district."

By Burligame: A bill for an Act entitled, "An Act to amend Section 6121 of the Revised Codes of Montana (1907) relating to injunctions."

By Donlan: A bill for an Act entitled, "An Act providing for the establishment of an agency to manufacture or otherwise secure a serum for the prevention of hog cholera, to be distributed by such agency to farmers in this State, without charge, and appropriating money therefor."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 14, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced and referred to Standing Committees:

S. B. No. 22, by Asbridge: A bill for an Act entitled, "An Act to establish a state grain laboratory at the Montana Agricultural Experiment Station and to define the aim and scope of the work to be proposed, and providing for the administration and to make appropriations for the establishment and maintenance thereof." To Committee on Education.

S. B. No. 23, by Asbridge: A bill for an Act entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds

in this State, and providing penalties for the violation thereof." To Committee on Agriculture and Manufactures.

S. B. No. 24, by Whiteside: A bill for an Act entitled, "An Act to amend Sections 7291 and 7293 and 7299 of the Revised Codes of Montana, of 1907, relating to mechanics' liens." To Committee on Judiciary.

S. B. No. 25, by Edwards: A bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to the State Constitution amending Section 17 of Article V. relating to impeachment of the Governor and other State and Judicial Officers, except Justices of the Peace; and providing an additional method for the trial and removal of District Judges and Justices of the Supreme Court." To Committee on Election and Privileges.

S. B. No. 26, by Duncan: A bill for an Act entitled, "An Act to amend Section 5758 of the Revised Codes of the State of Montana relating to chattel mortgages." To Committee on Judiciary.

S. B. No. 27, by Williams: A bill for an Act entitled, "An Act to establish a dry land sub-experiment station on certain lands in Powell county to be operated with the use of prison labor, under the direction of the Agricultural College, and appropriating money therefor." To Committee on Public Lands.

S. B. No. 28, by Boardman: A bill for an Act entitled, "An Act to define estray and to provide for the disposition of estrays." To Committee on Stock Growing and Grazing."

Very respectfully,

G. G. WATT, Secretary.

O'Neill from the Committee on Mileage and Per Diem submitted a report from said committee giving the mileage of the members of the House.

On motion of Blake this motion was re-committed to the Committee on Mileage and Per Diem for correction.

Eliel moved the reconsideration of the following resolution:

A resolution providing for the discontinuance of the frank granted to the members of the House by the Montana State Telephone and Telegraph Company for local and long distance service.

WHEREAS, The long distance service of the Montana States Telephone and Telegraph Company has been granted to members of this House, free of charge, through letters written to members by J. F. Greenawalt as special representative of said company, and,

WHEREAS, A special telephone has been installed in the telephone room and known as Telephone 1282 and placed there for the free use of members for local and long distance calls, and,

WHEREAS, Such adoption by the Montana State Telephone and Telegraph Company is special privilege, unfair discrimination and unjust practice to the patrons of the said telephone company, who pay the regular charges for similar services, and,

WHEREAS, The charges by the patrons of the said telephone company must be made sufficiently high to pay for the free use of long distance service rendered to any individuals such as the frank given to the members of this House;

THEREFORE, BE IT RESOLVED, That such action by the said telephone company is special privilege and against public policy, and that the said Montana States Telephone and Telegraph Company be ordered to remove the special telephone installed for the use of the members of this House, and to discontinue free long distance service to the members of this body.

Motion by Crippen to lay this motion for reconsideration on the table, was lost by the following vote:

Ayes: Annin, Brower, Camp, Carnal, Christmas, Collins, Conner, Cramer, Crippen, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Fisher, Gould, Harmon, Henley, Higgins, Holt, Hough, Jordan of Flathead, Jordan of Dawson, Kirschwing, Lovelace, McClung, Mayfield, Nye, Phillips, Pope, Prescott, Rhoades, Sickler, Word and Working—36.

Noes—Blair of Ravalli, Blair of Powell, Blake, Burnett, Carroll, Clark, Clay, Cookingham, Crull, Cutts, Doggett, Eliel, Ezekiels, Fishbaugh, Gleason, Graybeal, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kelly, King, Kuphal, Lemmon, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, O'Neill, Poulsson, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—44.

Excused: Kemmis—1.

Absent and not voting: Burns, Glenn, Kiley and Largey—4.

Eliel moved the previous question.

Motion prevailed.

Original motion of Eliel to reconsider was adopted by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Burnett, Carnal, Clark, Clay, Cookingham, Crull, Cutts, Doggett, Eliel, Ezekiels, Fisher, Gleason, Graybeal, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kelly, King, Kuphal, Lemmon, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, O'Neill, Poulsson, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—44.

Noes: Annin, Brower, Camp, Carroll, Christmas, Collins, Conner, Cramer, Crippen, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Glenn, Gould, Harmon, Henley, Higgins, Holt, Hough, Jordan of Flathead, Jordan of Dawson, Kirschwing, Lovelace, McClung, Mayfield, Nye, Phillips, Pope, Prescott, Rhoades, Sickler, Word and Working—37.

Excused: Kemmis—1.

Absent and not voting: Burns, Kiley and Largey—3.

Thereupon the resolution was voted upon and was lost by the following vote:

Ayes: Annin, Brower, Camp, Carroll, Christmas, Collins, Cramer, Crippen, Davidson, Davis, Drinkard, Fishbaugh, Glenn, Gould, Harmon, Henley, Higgins, Holt, Hough, Jordan of Flathead, Jordan of Dawson, Kirschwing, Lovelace, McClung, Nye, Phillips, Pope, Prescott, Rhoades, Sickler, Word and Working—33.

Noes: Blair of Ravalli, Blair of Powell, Blake, Burnett, Carnal, Clark, Clay, Conner, Cookingham, Crull, Cutts, Day, Doggett, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Graybeal, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kelly, King, Kuphal, Lemmon, McMahon,

McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, O'Neill, Poulsson, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—48.

Excused: Kemmis—1.

Absent and not voting: Burns, Kiley and Largey—3.

On motion of Kirschwing the House adjourned at 4:05 P. M. until tomorrow morning at 10:30 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Tenth Day

Wednesday, January 15, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by chaplain.

Roll called and quorum found present.

On motion of King the Journal of the 9th day was approved.

NOTICES OF BILLS.

The following notices were given:

By Christmas: An Act requiring all persons selling nursery stock, fruits, trees, plants, vines, scions or cuttings within the State of Montana, as the agent of any nursery, to obtain a license therefor.

By Christmas: An Act to create and establish a standard size apple box for the State of Montana, providing for the proper labeling and numbering of all apple boxes; and providing a penalty for the violation of this Act.

By Christmas: An Act providing for the submission to the qualified Electors of any county of the State of Montana, the question as to whether or not a special tax shall be levied upon taxable property of the county and collected as other taxes and placed in a special fund to be known as the County Horticultural Fund, to be used and expended for the protection and advancement of the horticultural industry of the country; and providing for the manner of submitting such questions to the Electors, and providing for the administration of the fund.

By Christmas: A bill to prohibit the importation into this State of diseased tubers, plants, nursery stock, fruit and seeds, and providing the penalty for the violation of the provisions of this Act.

By Lovelace: An Act to amend Section 8802 of the Revised Codes of Montana, of 1907, relating to the protection of game and fish and bounty laws, and for the violation of miscellaneous offenses thereunder.

By Working: A bill amending Section 8343 of the Revised Codes of 1907, defining the crimes of adultery and fornication and fixing the penalty therefor.

By Davis: A bill to require railroads operating in this State to

maintain more than one crossing in cities or towns of more than three hundred inhabitants.

By Jordan of Flathead: An Act to amend Section 14 of Chapter 147 of the Session Laws of 1909; and providing for the protection of forest and other lands from fire, prescribing the duties of fire wardens, providing for the expenses thereof, and prescribing penalties for the violation of this Act.

By Collins: A bill to amend Section 7293 of the Revised Codes of Montana of 1907 relating to property affected by mechanics' and materialmen's liens.

By Collins: A bill to amend Section 6378 of the Revised Codes of Montana of 1907, as amended by Chapter 80 of the Session Laws of 1909, relating to the salary and mileage of court stenographers.

By Mayfield: An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the game and fish warden and his deputies; and to provide for the disposition of the fines so collected.

By Conner: An Act to amend Section 1500, Revised Codes of Montana, 1907, defining the terms "Communicable Diseases."

REPORTS OF STANDING COMMITTEES.

McNally, from the Committee on Appropriations, reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 54, introduced by McNally, being a bill for an Act entitled, "An Act appropriating money for the payment of the mileage and per diem of certain persons on account of services as Presidential Electors for the year 1913, beg leave to report that having had same under consideration, they report the same back to the House with the recommendation that it do pass.

On motion of McNally, report was adopted.

On motion of McNally, H. B. No. 54 was considered as printed and placed on general orders.

McNally, from the Committee on Appropriations, reported as follows:

Your Committee on Appropriations, to whom was referred H. B. No. 55, introduced by McNally, being a bill for an Act entitled, "An Act to appropriate the sum of One Thousand (\$1,000.00) Dollars or so much thereof as may be necessary, to pay the expenses of the Joint Committee of the Senate and House of Representatives, appointed to investigate railroad freight rates upon wheat, fruit and other farm products shipped, from Montana points to eastern markets," beg leave to report that having had same under consideration, they report the same back to the House with the recommendation that it do pass.

On motion of McNally, report was adopted.

On motion of McNally, H. B. No. 55 was considered as printed and placed on general orders.

O'Neill, from the Committee on Mileage and Per Diem, reported as follows:

Mr. Speaker:

We, your Committee on Mileage and Per Diem, beg leave to report as follows:

We find the members of the House of Representatives are entitled to mileage as follows:

MILEAGE AND PER DIEM.

	Miles	Amount
Broadwater—		
Jeff Doggett, Townsend.....	48	\$ 9.60
Beaverhead—		
Frank Eliel, Dillon	142	28.40
Blain—		
John Collins, Harlem	264	52.80
Carbon—		
William Christmas, Joliet	272	54.40
Henry Ellingson, Bearcreek	305	61.00
W. H. Hough, Bridger.....	283	56.50
Cascade—		
James Burns, St. Peters.....	89	17.80
Martin Durkan, Great Falls.....	99	19.80
Joseph Kirschwing, Great Falls.....	99	19.80
Frank C. Murray, Great Falls.....	99	19.80
W. J. Tighe, Great Falls.....	99	19.80
Dominic Spogen, Belt	125	25.00
Custer—		
Elmer Holt, Miles City.....	385	77.00
W. H. Kelly, Miles City.....	385	77.00
Frank D. O'Neill, Miles City.....	431	86.20
Chouteau—		
L. M. Fishbaugh, Carter.....	123	24.60
W. R. King, Virgille.....	187	37.40
W. C. Poulsson, Fort Benton.....	143	28.60
Wearn Rowe, Fort Benton.....	158	31.60
Dawson—		
E. E. Jordan, Wibaux.....	495	99.00
Walter D. Kemmis, Sidney.....	528	105.60
J. P. Meadors, Glendive.....	529	105.60
Deer Lodge—		
Harold N. Blake, Anaconda.....	99	19.80
Raymond R. Johnson, Anaconda.....	99	19.80
Charles A. Lemmon, Anaconda.....	99	19.80
Fergus—		
Harvey Burnett, Giltedge.....	228	45.60
Charles A. Drinkard, Lewistown.....	208	41.60
John J. Jewell, Philbrook.....	191	38.20
Ira J. Phillips, Straw.....	210	42.00
Flathead—		
W. B. Rhoades, Kalispell.....	358	71.60
A. D. Macdonald, Kalispell.....	358	71.60
H. T. Mayfield, Whitefish.....	350	70.00
A. L. Jordan, Columbia Falls.....	343	68.60

	Miles	Amount
Gallatin—		
J. M. Graybeal, Bozeman.....	88	17.60
W. E. Harmon, Bozeman.....	98	19.60
H. M. Stewart, Bozeman.....	98	19.60
Granite—		
Charles P. Carroll, Drummond.....	71	14.20
Hill—		
F. A. Carnal, Havre.....	222	44.40
Jefferson—		
M. J. Sullivan, Alhambra.....	17	3.40
Lewis and Clark—		
E. C. Day, Helena.....	1	.20
Henry Fisher, Helena.....	1	.20
Hedley F. Smith, Helena.....	1	.20
William F. Word, Helena.....	1	.20
Lincoln Working	1	.20
Lincoln—		
Charles H. Conners, Eureka.....	412	82.40
Musselshell:		
E. J. Crull, Roundup.....	216	43.20
Madison—		
Mert Gould, Twin Bridges.....	132	26.40
W. D. Hustead, Pony.....	109	21.80
Missoula—		
Clarence Prescott, Missoula.....	235	47.50
Andrew J. Brower, Ronan.....	182	36.40
J. B. Henley, Missoula	120	24.00
Ronald Higgins, Missoula.....	120	24.00
W. F. Kuphal, Missoula.....	120	24.00
Meagher—		
L. D. Glenn, Harlowton.....	147	29.40
Powell—		
John W. Blair, Helmville.....	94	18.80
Park—		
John A. Lovelace, Livingston.....	123	24.60
Charles F. McClung, Livingston.....	143	28.60
Ravalli—		
George A. Blair, Victor.....	176	35.20
Charles MacRae, Woodside.....	163	32.60
Rosebud—		
John Davidson, Lee.....	353	70.60
A. R. Sickler, Forsyth.....	340	68.00
Silver Bow—		
William Cutts, Butte.....	73	14.60
Mark Ezekiels, Butte.....	73	14.60
J. Q. Gleason, Butte.....	73	14.60
John Huddleston, Butte.....	73	14.60
John Jahreiss, Butte.....	73	14.60
John Kiley, Butte.....	73	14.60

C. E. Largey, Butte.....	73	14.60
William J. McMahon, Butte.....	73	14.60
James E. McNally, Butte.....	73	14.60
Dennis Murphy, Butte.....	73	14.60
Thomas J. Norton, Butte.....	73	14.60
Frank E. Walker, Butte.....	73	14.60
Sanders—		
E. A. Sweet, Dixon.....	164	32.80
Sweet Grass—		
W. H. Nye, Big Timber.....	172	34.40
Teton—		
T. L. Clark, Sweet Grass.....	252	50.40
D. F. Mains, Valier.....	187	37.40
Valley—		
John A. Davis, Plentywood.....	546	109.20
R. T. Cookingham, Malta.....	309	61.80
George W. Clay, Malta.....	309	61.80
Yellowstone—		
J. B. Annin, Columbus.....	198	39.60
E. B. Camp, Billings.....	239	47.80
H. C. Crippen, Billings.....	239	47.80
M. W. Cramer, Laurel.....	223	44.60
Joseph Pope, Laurel.....	223	44.60

On motion of Blake the report was considered as read and adopted.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, beg leave to report as follows:

Having had under consideration H. B. No. 40, introduced by Working, a bill for an Act entitled, "An Act to amend Section 3298 of the Revised Codes of 1907 relating to the jurisdiction of police court in civil and criminal cases," report it back to the House with the recommendation that it be re-referred to the Judiciary committee.

Also H. B. No. 48, introduced by Mayfield, entitled, "A bill for an Act to amend Section 3244 of the Revised Codes of Montana of 1907 relating to the salary of City Attorneys, report it back to the House with the recommendation that it do pass.

On motion of Norton, the report was adopted.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Day: H. B. No. 56, a bill for an Act entitled, "An Act to amend Sections 7561, 7562, 7563, 7567, 7568 and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons."

By Ellingson: H. B. No. 57, a bill for an Act entitled, "An Act providing for the creation of Commissioner District within the counties and for the election of County Commissioners from said districts."

By Kirschwing: H. B. No. 58, a bill for an Act entitled, "An Act

for the prevention of fraud in the grain and hay trade, for the establishment and preservation of standards for grain and hay, regulating warehouse men, millers, shippers and buyers of hay and grain, defining the duty of railroads, making an appropriation, providing penalties for the violation thereof and repealing all Acts or parts of Acts in conflict herewith."

By Lovelace: H. B. No. 59, a bill for an Act entitled, "An Act to amend Section 3 of Chapter 45, Laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly."

By Lovelace: H. B. No. 60, a bill for an Act entitled, "An Act to regulate the practice of veterinary medicine and surgery in the State of Montana; and to establish a Board of Examiners in Veterinary Medicine and Surgery; and to define offenses committed contrary to the provisions of this Act; and providing penalties for the violation thereof."

By Collins: H. B. No. 61, a bill for an Act entitled, "An Act to amend Section 6315 of the Revised Codes of Montana of 1907, relating to the causes in which judges may be disqualified."

By Lemmon: H. B. No. 62, a bill for an Act entitled, "An Act to create a State Board of Commissioners for the Insane; naming the members thereof and prescribing their powers and duties; providing for the appointment of a superintendent of the State Insane Asylum and one assistant superintendent and fixing their terms and salary and prescribing their qualifications and providing for their removal." Repealing Sections 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119 and 1120 of the Revised Codes of the State of Montana.

By Carnal: H. B. No. 63, a bill for an Act entitled, "An Act providing for the execution, filing, renewal and foreclosure of chattle mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act, and also repealing Sections 5757 to 5773 inclusive, Revised Codes of the State of Montana."

By Carnal: H. B. No. 64, a bill for an Act entitled, "An Act to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew; and providing a penalty for the violation of this Act."

HOUSE JOINT RESOLUTION NO. 4—INTRODUCED BY LOVELACE.

In reference to additional typewriting machines for use of the Thirteenth Legislative Assembly.

MOTIONS AND RESOLUTIONS.

On motion of Day, the Sergtant-at-Arms was instructed to ascertain how many of the mayors of the various cities now convening in the city would be in attendance at the Joint Session today, and to provide seats for the same and usher them into the body of the House upon their arrival.

On motion of Pope, a committee of three consisting of Pope, Murray and Crull were appointed by the Speaker to ascertain the number of type writing machines necessary to meet the requirements of the House

of Representatives and report to this body at an early date.

There being no objection offered, Rhoades from the Committee on Employees, was excused from further service on said committee, and Mr. Speaker appointed Gleason to fill the vacancy.

Conner offered the following resolution:

Mr. Speaker:

I move to instruct, the Senate concurring, the committee created by Joint Resolution of Senate and House, to investigate freight rates on grain, fruit and produce, to ascertain as near as may be possible the price the grower receives for wheat, and the price the consumer pays for wheat products, and to ascertain if possible who gets the difference between these two prices and what they give in return for products.

Conner moved the adoption of the resolution.

On motion of Walker, duly carried, the resolution was laid on the table.

Prescott, from the Committee on Employees, reported as follows:

Mr. Speaker:

We, your Committee on House Employees, beg leave to report and recommend the employment of the following persons as clerks of committees:

Affairs of Cities and Development and Publicity.....	May Kelley
Judiciary and Banks and Banking.....	Ruby Harwood
Fairs and Expositions and Improvements and Manufac- turing	Helen Helmer
Dairying, Rules and Joint Rules.....	Permilia Brissett
Fish and Game and Federal Relations.....	Clara A. Green
Irrigation and Water Rights.....	Minnie Bowers
Labor.....	Ella M. Drennan
Railroad and Transportation.....	Mrs. S. Sennett
Sanitary Affairs and State Boards and Officers....	Pauline Zietz
Clerk on Printing Committee.....	Robert W. Stewart
Clerk on Libraries and State Land.....	Victoria Smith

On motion of Prescott the report was adopted.

On motion of Day, recess was taken at 11:30 A. M. until 11:50 A. M.

HOUSE RESUMED.

Mr. Speaker in the chair.

JOINT SESSION.

At 12 o'clock, noon, the Honorable Senate appeared before the bar of the House and was duly admitted and received.

President Pro Tem. Muffy in the chair.

The Secretary of the Senate called the roll of the Senate and found all present.

The Chief Clerk of the House called the roll of the House and found all present except Blair of Dawson, Carroll and Kiley.

The Secretary of the Senate read that section of the Journal of the Senate of yesterday showing the ballot for United States Senator.

The Chief Clerk of the House read that section of the Journal of the House of yesterday showing the ballot for United States Senator.

Mr. President of the Senate then announced that the minutes just

read show a vote in the Senate on yesterday as follows:

For Honorable T. J. Walsh—31 votes, and show in the House of yesterday as follows:

For Honorable T. J. Walsh—83 votes.

Absent and not voting—2.

Again in accordance with the provisions of Section XV., Title II, Chapter I. of the Revised Statutes of the United States, Mr. President directed that the rolls of the Senate and House be called respectively and the members of the Joint Session announced their choice for United States Senator to succeed the Honorable Joseph M. Dixon, whose term expires March 4, 1913.

After the Joint Assembly had voted, the following result was announced:

SENATE ROLL CALL.

For T. J. Walsh—31.

HOUSE ROLL CALL.

For T. J. Walsh—82.

Thomas J. Walsh having thus received a majority of all votes cast in both the Senate and the House, Mr. President then announced that the Honorable Thomas J. Walsh was duly elected United States Senator from the State of Montana to succeed the Honorable Joseph M. Dixon, whose term expires March 4, 1913.

On motion of Senator Dearborn, president pro. tem., appointed the following committee, consisting of Senators Dearborn, Stout and Duncan, and Representatives Day and Kirschwing to notify Senator Walsh of his election and to present him to the floor of the Assembly in order that he might address same.

On motion of Senator Whiteside, President Pro Tem. appointed the following committee consisting of Senators Whiteside and Donlan to escort Governor Stewart to the Speaker's platform.

On motion of Day, President Pro Tem. appointed the following committee, consisting of Senator Gallwey and Representatives Word and McNally to escort former Senator Power to the Speaker's platform.

At this time Senator Walsh delivered his speech.

On motion of Senator Donlan the Joint Assembly was dissolved and the Honorable Senate retired from the hall of the House.

HOUSE RESUMED.

Mr. Speaker in the chair.

On motion of McNally, the following speech of Senator Walsh was ordered made part of the records of this House and spread upon the Journal of the House:

Mr. Walsh said:

"Mr. President, Mr. Speaker and Members of the Legislative Assembly:

"I am sincerely appreciative of the courtesy through which I am permitted on this occasion to express publicly to the people of Montana my thanks for the more than generous call to serve them as their representative in the National Senate, voiced at the late election and now confirmed by our solemn proceedings.

"Whatever the future may have in store, I shall never cease to be grateful that in this critical juncture in our political life, I was regarded as in some measure representative of their hopes and aspirations and that on the first occasion on which they were permitted to express their preference for that high office, I was the choice of the people of this great commonwealth for it.

"It is not only gratifying but impressive that there should be exhibited such ready and cheerful acquiescence in the result of the election. It will be recorded to the honor of the members of this body, who came here pledged to vote for one not of their own party, that none found the obligation to any extent irksome, nor was there room to doubt at any time, in the case of any of them, that it would be religiously observed.

"My acknowledgements are especially due to those members not of my own political faith, who, unconstrained by any pro-election pledge have graciously made an election by this Assembly unanimous. They have taught a valuable lesson of the sovereignty of the will of the people.

"I am not unappreciative either of the high dignity of the position to which you, in their name and obedient to their mandate, have raised me, nor of my own inability to fill the place in a manner even remotely approaching the ideal. Whatever limitations in usefulness may, however, be imposed upon me by deficiency in talent, I shall hope to overcome, in part at least, by assiduity in labor which twenty-five years of active practice as a lawyer has made a fixed habit of my life.

"In all probability this is the last time that a Montana legislature will even formally participate in the election of a United States senator.

"Before another session convenes, the amendment intended to make operative in every state the method of election our people have, in effect, adopted, will doubtless have become a part of our organic law. You will, I am sure, actuated by your own views and admonished by the platforms of the parties by which you were respectfully nominated, hasten to ratify and confirm it. You are now free to devote yourselves to the work of legislation before you, unembarrassed by a senatorial contest hitherto the fruitful source of public scandal.

"In this departure from a system intended to permit a choice for senator in defiance of, or at least not in accordance with, the will of the people, is witnessed one of the initial triumphs of the movement to make this government a truly popular one.

"The political sentiment to which it is responsive has already sent to the national councils many men whose views of public questions are in striking contrast to those prevailing in the school to which those they supplant belong. That sentiment has not been without effect on the convictions of many others of the older class of statesmen. Some have in good faith accepted the doctrine that a more thorough-going democracy than that which has obtained is essential to our political salvation. Others have yielded, from prudential reasons, a reluctant acquiescence. Quite apart from the question of party supremacy, we

are in the midst of what may not inappropriately be termed a political revolution, the consequences of which will be exhibited in legislation deeply affecting the social and industrial order. A more marked humanitarianism will undoubtedly characterize it. The conservation of human life will be a feature of first importance in it. It must aim to exact recognition of the reasonable claims of humanity though industry should thereby be burdened. Industrial supremacy built upon the denial of such brings neither honor nor lasting good.

"This legislation will be incidental to the main object of the movement—the abolition of privilege through which an unjust share of the prodigious wealth our prolific country produces finds its way into the hands of the relatively few where it accumulates in menacing magnitude.

"In this work patriotic citizens of all parties who have deplored the conditions rendering it necessary, will lend their sympathy, encouragement and aid.

"When the surgeon is about to apply the knife in what is known as a major operation, he prepares the patient to withstand the shock by a nourishing regimen. Providence has guarded against any unfortunate depression attendant upon the operation found essential to the health of the body politic, the yield of the farms and fields of the nation surpassing in the year just gone, anything hertofore known in our history. With abundant crops come a season of unusual activity in all dependent industries.

"In the iron and steel trade, usually regarded as an index of business conditions, the paramount question is to make deliveries. The farthest West is revealing possibilities for agricultural development hitherto undreamed of, and an era of railroal construction is upon us that has no parallel. Heretofore railroads were constructed through the intermountain region primarily for transcontinental traffic. The new lines contemplate securing a profitable business from the regions they develop and through which they run. These great enterprises are not projected in the prospect of impending financial and industrial disorders. The record-breaking copper output of 1912 tells not less eloquently the general conviction of the prevalence of virile business conditions. Not unlikely some slight disturbance will be experienced consequent upon necessary readjustments, but this, a patient and patriotic public will regard as a mere incident of the transition to a system under which the prosperity of our county will be measured rather by the generality with which the comforts of life are enjoyed than by imposing figures of our aggregate wealth that may mean the extreme of destitution on the one hand and of opulence on the other.

"The tendency towards a more thoroughly representative government in this country is intimately associated with the moral awakening which has characterized the last decade. The rule of the few can be maintained here only by corruption and political chicanery. The aroused conscience of the people revolts at the former and their advancing intelligence renders less and less effective the latter. The quickening moral sense and increasing power of the people have each kept pace with the other in this state.

"Without disparagement of the past it may in justice to this body be said that it is without a peer in our history in respect to the conscientious purpose of its members to give to the state disinterested and devoted service.

"In entering upon the duties devolving upon me by virtue of the senatorial office, I shall not be unmindful of the fact that though I may be the candidate of a party, I am now the servant of the people. My services are theirs to command in connection with any matter in respect to which a representative in Congress may speak for them either individually or collectively, before any of the executive departments or other branches of the National Government. In an humble way at least, I hope to repay the people of the state by faithful service for the honor with which they today invest me, and I shall esteem it a favor on the part of any citizen who shall address me with reference to any business he may have with the federal authorities at Washington.

"My political affiliations have always been with the democratic party because, in my judgment, the basic principles it professes most surely lead to national greatness and most certainly tend to justice to all men. But I am not blind to the fact that party action is not infrequently the very antithesis of party principle, and that legislation which comes through the fiery furnace of fierce opposition is rarely defensible when tried by any fixed principle. Even the Constitution of the United States, "the most wonderful work ever struck off at one time by the brain and purpose of man," is an illogical compromise. It is not, accordingly, to be expected of me that I shall either allow my judgment with reference to legislation to be controlled by the application of set rules or my official action to be governed by any party organization.

"I shall have no hesitancy in supporting measures that meet my approbation or condemning those against which my judgment or conscience rebels, without regard to the source from which they originate.

After all, the part of the work of a representative in Congress into which political consideration enter, is relatively small and, in view of the substantial harmony in purpose of the progressive element, regardless of party affiliation, relatively unimportant. It is rare that they have any proper place whatever in measures of a local nature.

"The administration of the public land laws, the prosecution of the great works of irrigation, the care of the Indians, the preservation and use of the national forests—these are great subjects in connection with which there are between us no political differences.

"I shall esteem it an added distinction to be a Senator from Montana. The fame of this state is very dear to me. Its romantic history, depicted in part in the works of art that adorn the walls and corridors of this chamber, appeals to the imagination. Its vast extent, once suggestive of endless and trackless wastes, now rightly excites the idea of limitless opportunity. The plain story of the productive capacity of its soil, lately revealed, reads like a fairy tale. Its diversified resources invite the activity of the most varied and divergent talents. Its scenic beauties lure the lover of nature, who

finds here mountain retreats wilder than the Trossachs and as grand as the Alps. Art and Industry must both thrive in these surroundings. It is a fascinating dream that Learning will one day find in their midst a home to which the scholars of the world will repair.

"I harbor no political ambition beyond a fervent desire to discharge with fidelity to the people of the State and the Nation the duties of the great office for which you have named me, for the term for which I have been elected. To that end I ask the guidance of the Great Ruler, whose ways are the ways of righteousness, and in whose hands are the destinies of men and nations."

Kuphal, from the Committee on Enrollment, reported as follows:
Mr. Speaker:

Your Committee on Enrollment beg leave to report H. B. Nos. 4 and 6 correctly enrolled.

On motion of Kuphal, report was adopted.

Mr. Speaker at this time announced that he was about to sign H. B. No. 4, a bill for an Act entitled, "An Act to appropriate money for the payment of mileage and per diem of the members of the Thirteenth Legislative Assembly of the State of Montana"; also H. B. No. 6, a bill for an Act entitled, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Thirteenth Legislative Assembly of the State of Montana," and signed same in the presence of the House.

Largey rising upon the floor of the House stated that he had been detained from yesterday's session through sickness and that if he had been present he would have cast his vote for the Honorable T. J. Walsh for United States Senator.

On motion of Higgins the House adjourned as a mark of respect to the newly elected Senator, at 1 o'clock P. M. until 10:30 A. M., January 16, 1913.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Eleventh Day

Thursday, January 16, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by chaplain.

Roll called and quorum found present.

Hough was excused until Monday on account of pressing business.

On motion of King the Journal of the tenth day was approved.

COMMUNICATIONS AND PETITIONS.

The following petitions were received and read:

Butte, Montana, January 14, 1913.

WHEREAS, A bill designed H. B. No. 1, now before the Legisla-

tive Bodies of the State of Montana, and,

WHEREAS, said bill seeks to make a reasonable adequate adjustment of compensation to workmen and women, who suffer injuries during the performance of their work, and,

WHEREAS, said bill in its entirety will, we believe, be satisfactory to employers and employees alike, and will entirely do away with the present uncertainty in settling such matters, and dispense with never-ending law suits, which succeed in pleasing nobody, and only waste money badly needed for the support of destitute widows and orphans.

THEREFORE, we, The Butte Miners' Union, in regular session assembled, do respectfully urge the legislative bodies of our State to favor the passage of H. B. No. 1, introduced by our president, the Honorable Dennis Murphy; that we have individually and through committees studied the bill in all its phases and believe it tends to more amicable adjustments in case of injury, and its enactment would be a useful piece of legislation that the Thirteenth Assembly of the State of Montana might be proud of accomplishing.

(Signed)

JAS. A. CASSIDY,

ED. BRENNAN,

JOHN HARTIGAN.

Referred to Committee on Labor.

RESOLUTION.

To the Members of the Thirteenth Legislative Session,
State of Montana,
Helena, Montana.

Gentlemen:

The Silver Bow Trades and Labor Council, in regular session assembled, adopted the following resolution, to-wit:

WHEREAS, the various political parties in their pre-election platform pledges, pronounced in favor of the passage of a "Workmen's Compensation Act," and,

WHEREAS, the members of the various political parties, elected as representatives to the thirteenth (13th) session of the State Legislature, were elected upon such platform, and,

WHEREAS, there has been drafted an Act, recognized by the State labor movement as best suited to meet the needs of the workers of this State, and,

WHEREAS, said Act has been introduced in the House of Representatives by the Honorable Dennis Murphy, known as "H. B. No. 1," and,

WHEREAS, Organized Labor of the State of Montana and of Silver Bow county seeks the passage of said Act, "H. B. No. 1," and none other,

THEREFORE, BE IT RESOLVED, That this Council, representing some 10,000 workers directly concerned in the operation of such an Act, do request of the members-elect their support of and the

passage of H. B. No. 1.

Respectfully submitted,
SILVER BOW TRADES AND LABOR COUNCIL.

H. H. SMITH, President.

Adopted Sunday evening, January 12, 1913.

Attest: O. M. PARTELOW, Secretary.

Referred to Committee on Labor.

Whitefish, Montana, January 14, 1913.

Hon. A. L. Jordan,

Helena, Montana.

Dear Sir:

At a meeting of the Brotherhood of Locomotive Firemen and Enginemen, Stillwater Lodge No. 482, a discussion of H. B. No. 1 was taken up.

From what we are able to glean the above named bill is very unfavorable to railroad employees, in comparison to our present liability laws. If such is the case we wish to go on record as being opposed to its passage in its present form. All we ask is that you withdraw from the bill every clause pertaining to common carrier and their employees. If the promoter of H. B. No. 1 insists on its passage as it now stands, we protest against it in the strongest terms, and urge that you vote against it and use all honorable means to defeat same.

Trusting to your honor, we beg to remain,

Respectfully yours,

B. OF L. F. & E., Stillwater Lodge No. 482.

MARTIN NARUST, President.

F. H. ZICKRICK, Secy.

Referred to Committee on Labor.

NOTICES OF BILLS.

The following notices were given:

By Durkan: A House Joint Memorial. To the Honorable; the Senate and House of Representatives of the United States, in Congress assembled, in reference to the Reclamation Service.

By Murray: A bill for an Act fixing fees and compensation of attorneys for executors and administrators in probate proceedings, and providing for the further allowance of such attorneys for extraordinary services.

By Spogen: A bill to provide an executive mansion for the use of the Governor of Montana, and to provide for the maintenance of the same.

By Sweet: A bill to amend Section 4062 of the Revised Codes of the State of Montana, 1907, as amended by Laws of Montana, 1909, relating to the manner in which insurance companies, associations or partnerships may transact business in the State of Montana.

By Cookingham: A bill to punish persons committing indecent assaults and prescribing penalties therefor.

By Word: A bill requiring all persons who operate hoisting machinery to first obtain a license, and providing penalties.

By Day: A bill to amend Section 6508 of the Revised Codes of the State of Montana, relating to the method of changing the place of trial of civil actions and proceedings, and transferring the same to some other court.

By Day: A bill to prohibit and punish lewd and lascivious acts upon or with the body of children under the age of sixteen years.

By Day: A bill defining the duration of liens of mortgages upon real estate and the manner of the extension thereof.

By O'Neill: A bill to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, laws of the eleventh session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly.

By Blair of Powell: A bill to regulate the sale of intoxicating liquors in the State of Montana, and providing for the closing of places of business, where intoxicating liquors are sold, during and between certain hours, and during certain days, and fixing a penalty for violation thereof.

By Working: A bill amending Section 8344 of the Revised Codes of 1907, defining the crime of seduction and fixing the punishment therefor.

Mr. Speaker at this time announced that King had resigned as chairman of the Committee on Journal and that he had appointed Durkan to fill the vacancy.

REPORTS OF STANDING COMMITTEES.

Prescott, from the Committee on Employees, reported as follows:

Mr. Speaker:

We, your Committee on House Employees, beg leave to report and recommend that the following names be added to the list of employees of the House:

Mr. Chas. Albrecht, Printing Committee.

On motion of Burnett report was adopted.

Walker, from the Committee on Judiciary, reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 8, a bill for an Act to amend Section 4659 of the Revised Codes of Montana, relating to acknowledgements," having had same under due consideration, beg leave to report and recommend that same do pass.

On motion of Walker report was adopted and bill referred to Printing Committee.

Also Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 9, "A bill for an Act to amend Section 4664 of the Revised Codes of Montana, relating to form of acknowledgements by corporations," having had same under due consideration, beg leave to report and recommend that same do pass.

On motion of Walker report was adopted.

Also Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 10, "A bill for an Act to amend Section 4681 of the Revised Codes of Montana, relating to the validity of instruments affecting real property now recorded," having had same under consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also Walker from the Committee on Judiciary reported as follows:
Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 24, "An Act providing for the licensing, bonding and regulation of public warehouses, imposing the powers and duties of this article upon the Board of Railroad Commissioners of the State of Montana, prescribing the manner in which said warehouses shall be licensed, bonded and controlled, authorizing the Board of Railroad Commissioners of the State of Montana to make reasonable rules and regulations concerning the handling, weighing and storage of grain, and fixing the charges therefor, authorizing the Board of Railroad Commissioners of the State of Montana to establish grades for grain, providing penalties for violation of the provisions of this Act, authorizing the Board of Railroad Commissioners of the State of Montana to employ an inspector and making an appropriation for carrying out the provisions of this Act," having had same under due consideration, beg leave to report and recommend that same be re-committed.

Report adopted and H. B. No. 24 was referred to Public Utilities and State Commissions.

Also Walker from the Committee on Judiciary reported as follows:
Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 37, a bill for an Act entitled, "An Act to regulate the employment of legislative counsel and agents from attempting to influence members of the Legislature otherwise than by appearance before committees thereof; to provide for Legislative dockets and the entering of the names of counsel and agents therein, and to provide for the return of Legislative expense of counsel, agents and employers, and prescribing penalties and fixing punishment for violations of the provisions of this Act," having had same under due consideration, beg leave to report that same be re-committed.

Report adopted and H. B. No. 37 was re-committed to the Judiciary Committee.

Carroll from the Committee on Counties and Towns reported as follows:

Mr. Speaker:

Your Committee on Counties and Towns to whom was referred H. B. No. 21, a bill for an Act entitled, "An Act amending Section 2883 of the Revised Codes of 1907, relating to vacancies in county offices, how filled, and the length of time an appointee shall hold office," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also Carroll from the Committee on Counties and Towns reported as follows:

Mr. Speaker:

Your Committee on Counties and Towns to whom was referred H. B. No. 29, a bill for an Act entitled, "An Act authorizing and directing all clerks of the District Court in the State of Montana to charge and collect the sum of Three (\$3.00) Dollars for each marriage license issued by such Clerk to be in full of all services rendered by such Clerk for issuing said license, indexing and recording the same," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also Carroll from the Committee on Counties and Towns reported as follows:

Mr. Speaker:

Your Committee on Counties and Towns to whom was referred H. B. No. 22, a bill for an Act entitled, "An Act relative to the powers and duties of Justices of the Peace and Constables, and fixing their compensation in certain townships," having had the same under due consideration, beg leave to report with the recommendation that the same be referred to the Committee on Judiciary.

Report adopted and referred to Committee on Judiciary.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

Br Day: H. B. No. 56. A bill for an Act entitled, "An Act to amend Sections 7561, 7562, 7563, 7567, 7568 and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons."

By Ellingson: H. B. No. 57. A bill for an Act entitled, "An Act providing for the creation of Commissioner Districts within the counties and for the election of County Commissioners from said districts."

By Kirschwing: H. B. No. 58. A bill for an Act entitled, "An Act for the prevention of fraud in the grain and hay trade, for the establishment and preservation of standards for hay and grain, regulating warehousemen, millers, shippers and buyers of hay and grain, defining the duty of railroads, making an appropriation, providing penalties for the violation thereof and repealing all Acts or parts of Acts in conflict herewith."

By Lovelace: H. B. No. 59. A bill for an Act entitled, "An Act to amend Section 3 of Chapter 45, Laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly."

By Lovelace: H. B. No. 60. A bill for an Act entitled, "An Act to regulate the practice of veterinary medicine and surgery in the State of Montana; and to establish a Board of Examiners in veterinary medicine and surgery; and to define offenses committed contrary to the provisions of this Act, and providing penalties for the violation thereof."

By Collins: H. B. No. 61. A bill for an Act entitled, "An Act to amend Section 6315 of the Revised Codes of Montana, of 1907, relating to the causes in which judges may be disqualified."

By Lemmon: H. B. No. 62. A bill for an Act entitled, "An Act to create the State Board of Commissioners for the Insane; naming the members thereof and prescribing their powers and duties; providing for the appointment of a Superintendent of the State Insane Asylum and one Assitsant Superintendent and fixing their term and salary and prescribing their qualifications and providing for their removal." Repealing Sections 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119 and 1120 of the Revised Codes of the State of Montana.

By Carnal: H. B. No. 63. A bill for an Act entitled, "An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act, and also repealing Sections 5757 to 5773 inclusive, Revised Codes of the State fo Montana."

By Carnal: H. B. No. 64. A bill for an Act entitled, "An Act to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew, and providing a penalty for the violation of this Act."

By Conner: H. B. No. 65. A bill for an Act entitled, "An Act to amend Section 1500 of the Revised Codes of Montana of 1907, defining the term 'Communicable Disese.'"

By Crippen: H. B. No. 66. A bill for an Act entitled, "An Act to increase the powers of cities by conferring upon city counells the power to levy special tax for the special purpose of installing an electric lighting system, provided the same shall have first been authorized by a majority vote of the taxpayers affected thereby."

By Kemmis: H. B. No 67. A bill for an Act entitled, "An Act to prohibit discrimination and unfair competition between different sections, persons, communities or localities, and providing penalties for the violation thereof.

By Collins: H. B. No. 68. A bill for an Act entitled, "An Act to amend Section 6378 of the Revised Codes of Montana of 1907, relating to salary and expenses of Court Stenographers, as amended by Chapter 80, Session Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 4, 1909."

By Glenn: H. B. No. 69. A bill for an Act entitled, "An Act relating to special terms of court in Judicial Districts comprising more than one county and for transfer of cases from one county to another."

By Largey: H. B. No. 70. A bill for an Act entitled, "An Act appropriating money for the payment of the claim of George H. Ambrose, account services rendered as Assistant State Humane Officer."

By Jordan (Flathead): H. B. No. 71. A bill for an Act to amend Section 11 and Section 14 of Chapter 147 of the Session Laws of 1909, entitled, "An Act providing for the management and control of the lands now owned by or hereafter to be acquired by the State

of Montana, including the sale and rental thereof, and the management, protection and disposition of the timber growing thereon and the coal, oil and mineral therein; providing for the management and control of the funds realized from the sale and rental of state lands and the products thereof; naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensations; providing for the acquisition of water rights for use upon state lands; and defining and providing for the punishment of certain offenses for violating the provisions of this Act, and providing for the protection of forest and other lands from fire, prescribing the duties of Fire Wardens, providing for the expenses thereof and prescribing penalties for the violation of this Act."

By Kelly: H. B. No. 72. A bill for an Act entitled, "An Act to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew; and providing a penalty for the violation of this Act."

By Lovelace: H. B. No. 73. A bill for an Act entitled, "An Act to amend Section 8802 of the Revised Codes of Montana of 1907, relating to the protection of game and fish, and bounty laws, and for the violation of miscellaneous offenses thereunder."

By Lovelace: H. B. No. 74. A bill for an Act entitled, "An Act creating the office of State Dairy Commissioner of the State of Montana, fixing the salary and making an appropriation for the carrying out of the provisions of this Act, and defining the duties thereof; providing for a deputy; prescribing the duties of said Dairy Commissioner and his deputy; defining dairy products and imitation dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream and cheese; providing for the inspection of creameries, cheese and ice cream factories, dairies and utensils; providing penalties for the violation of this Act and repealing all Acts in conflict herewith."

By Lovelace: House Joint Resolution No. 4. Whereas, it is the sense of the Thirteenth Legislative Assembly of the State of Montana and there is need of four typewriting machines for use in the House of Representatives and need of one typewriting machine for use in the Senate.

On motion of Kelly, duly carried by a two-thirds vote of the members present, he was allowed to introduce a bill without previous notice having been given.

There being no objection, the Speaker reverted back to the second order of business.

NOTICES OF BILLS.

The following notices were given:

By Cookingham: A bill to fix a minimum wage for females employed in certain occupations and providing penalties for a violation thereof.

By Harmon: A bill to amend Section 4820, Montana Revised Codes, 1907, relative to the subject, "In Default of Disposition by Will."

MOTIONS AND RESOLUTIONS.

On motion of Burnett, duly carried, the Printing Committee was given authority to employ two extra clerks.

READING OF HOUSE BILLS.

The following bills were taken from the file:

H. B. No. 56, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 57, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 58, read first and second times at length and referred to Committee on Public Utilities and State Commissions.

On motion of Day, the House took a recess at 12 o'clock, noon, until 2:00 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

Mr. Speaker at this time announced the following committees:

COMMITTEE ON PUBLIC MORALS, CHARITIES AND REFORMS:

King,	Pope,
Holt,	Cookingham,
Christmas,	Higgins.
Graybeal,	

PUBLIC UTILITIES AND STATE COMMISSIONS.

Stewart,	Sullivan,
Ezekiels,	Eliel,
Johnson,	Carnal.
Sweet,	

READING OF HOUSE BILLS AND RESOLUTIONS:

The following bills were taken from the file:

H. B. No. 59, read first and second times by title only and referred to Committee on Appropriations.

H. B. No. 60, read first and second times by title only and referred to Committee on Sanitary Affairs.

H. B. No. 61, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 62, read first and second times by title only and referred to Committee on State Institutions.

H. B. No. 63, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 64, read first and second times by title only and referred to Committee on Labor.

H. B. No. 65, read first and second times by title only and referred to Committee on Sanitary Affairs.

H. B. No. 66, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 67, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 68, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 69, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 70, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 71, read first and second times by title only and referred to Committee on State Lands.

H. B. No. 72, read first and second times by title only and referred to Committee on Labor.

H. B. No. 73, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 74, read first and second times at length and referred to Committee on Dairying.

House Joint Resolution No. 4, read first and second times by title only and referred to Committee on Appropriations.

MESSAGES FROM THE GOVERNOR.

The following communications were received from the Governor:
Executive Office,

Helena, Montana.

January 15, 1913.

The Speaker of the House of Representatives,

Helena, Montana.

I have this day approved and deposited with the Secretary of State the following bills:

B. B. No. 4. An Act to appropriate money for the payment of the mileage and per diem of the members of the Thirteenth Legislative Assembly of the State of Montana.

H. B. No. 6. An Act to appropriate money for the payment of the per diem of the officers and attaches of the Thirteenth Legislative Assembly of the State of Montana.

(Signed) S. V. STEWART,
Governor.

Executive Office,

Helena, Montana.

January 16, 1913.

The Speaker of the House of Representatives,

Helena, Montana.

I have the honor to transmit herewith a letter received at this office from the Postmaster General and the Secretary of Agriculture, relative to the matter of co-operation between the Federal and State Governments in the improvement of highways used as rural delivery routes, together with a copy of Governor Norris' reply to this communication.

The correspondence is transmitted for the consideration of your Honorable Body and such action as may be deemed advisable.

(Signed) S. V. STEWART,
Governor.

OFFICE OF THE POSTMASTER GENERAL,
Washington, D. C.

November 20, 1912.

Hon. Edwin L. Norris,
Governor of the State of Montana,
Helena, Montana.

Sir:

We beg to bring to your attention the following item incorporated in the last postal appropriation bill:

"That a joint committee shall be appointed, composed of five members of the Senate to be designated by the chairman of the Senate Committee on Post Offices and Post Roads, and five members of the House to be designated by the Chairman of the House Committee on Post Offices and Post Roads, to make inquiry into the subject of Federal aid in the construction of post roads and report at the earliest practicable date, and for this purpose they are authorized by sub-committee or otherwise to sit during the recess of Congress, at such times and places as they may deem advisable, to send for persons and papers, to administer oaths, to summon and compel the attendance of witnesses, to employ such clerical, expert and stenographic assistance as shall be necessary, and to pay the necessary expenses of such inquiry, there is hereby appropriated, out of any money in the treasury not otherwise appropriated, the sum of Twenty-five Thousand Dollars to be paid out upon the audit and order of the chairman or acting chairman of said committee; provided, that there is hereby appropriated the sum of Five Thousand Dollars out of the money in the treasury not otherwise appropriated, to be expended by the Secretary of Agriculture in co-operation with the Postmaster General in improving the condition of roads to be selected by them over which rural delivery is or may hereafter be established, such improvement to be for the purpose of ascertaining the increase in the territory which could be served by each carrier as a result of such improvement, the possible increase of the number of delivery days in each year, the amount required in excess of local expenditures for the proper maintenance of such roads, and the relative saving to the government in the operation of the rural delivery service, and to the local inhabitants in the transportation of their products by reason of such improvement and report the results in detail to Congress; provided, that the state of the local subdivision thereof in which such improvement is made under this provision shall furnish double the amount of money for the improvement of the road or roads so selected. Such improvement shall be made under the supervision of the Secretary of Agriculture."

"That the Secretary of Agriculture and the Postmaster General are hereby directed to report to Congress within one year after the ratification of this Act the result of their operations under this Act, the number of miles of road improved, the cost of same and such other information as they may have acquired in connection with the operation of this Act, together with such recommendation as shall seem wise for providing a general plan of national aid for the improve-

ment of postal roads in co-operation with the states and counties, and to bring about as near as possible such co-operation among the various states as will insure uniform and equitable inter-state highway regulations, and for providing necessary funds for carrying out such plans of national aid, if it shall be deemed feasible to provide the same or any part thereof otherwise than by appropriation from the treasury for that purpose."

It is intended, as far as practicable, to expend this appropriation in equal amounts in the several states. If you will cause to be selected in your state a suitable road about fifty miles long over the entire length of which there is delivery of mail by rural carriers and will arrange to have \$20,000 raised by the state or local subdivisions thereof, in accordance with the requirements of the law, the Government will set aside \$10,000 additional from the appropriation granted by Congress and will expend the sum of \$30,000 thus provided, or so much of it as seems wise, for the improvement and maintenance of the road selected.

It is requested that you cause selection to be made of a road which, in your judgment, will best meet the requirements of this bill and concerning which the qualified authorities are prepared to give sufficient guarantee that their proportion of cost will be met, and that you inform us of your selection as promptly as possible.

Respectfully,

(Signed) FRANK H. HITCHCOCK,
Postmaster General.

JAMES WILSON,
Secretary of Agriculture.

Executive Office,
Helena, Montana.

December 13, 1912.

Hon. Frank H. Hitchcock, Postmaster General,
Washington, D. C.

Sir:

Your communication of November 20, relative to co-operation by the Federal and State Governments in road improvement, was delivered to me upon my return from the East this morning.

The matter referred to is one that can be decided by the Legislative Assembly alone, and I shall therefore refer the communication to my successor in office for presentation to the Assembly, which meets on the first Monday in January, next.

Yours truly,
(Signed) EDWIN L. NORRIS,
Governor of Montana.

The above communications were referred to Committee on Highways.

Executive Office,
Helena, Montana.

January 15, 1913.

The Speaker of the House of Representatives,
Helena, Montana.

In compliance with the provisions of Section 1 of Chapter 126,

Session Laws of 1911, Governor Norris appointed the following named persons to compose the Educational Commission: W. E. Harman of Bozeman, G. E. Finch of Dillon, John Dietrich of Helena, T. J. Troy of Havre and B. F. Maiden of Libby.

This commission has completed its work, and under date of January 14, 1913, has filed its report with me, accompanying said report with the draft of a bill such as is contemplated in Section 2 of said chapter. This report and the proposed bill are transmitted herewith for consideration and such action as to your Honorable Body may seem advisable.

(Signed) S. V. STEWART,
Governor

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
To the Honorable Samuel V. Stewart,
Governor of the State of Montana.

Helena, Montana, January 14, 1913.

Dear Governor:

The Educational Commission appointed by your predecessor, the Honorable Edwin L. Norris, to revise, collate and digest all the Acts and Statutes relating to or touching the laws of the public schools of our state, and reduce them into one Act and arrange the same systematically under proper titles, divisions and sections, and to make such recommendation as it shall deem necessary to make the public schools of the state more comprehensive, efficient and adapted to the needs of its citizens, respectfully submits herewith a copy of its report for your perusal and consideration, together with a summarized statement or recapitulation of the changes in and additions to the Acts and Statutes relating to or touching the public schools of the state, all of which are unanimously recommended by the members of said commission believing them to be highly important to the best educational conditions of our state.

It was the policy of the commission, in the preparation of this report, before recommending any change in or addition to the school laws of our state, to gather data from various sources, to familiarize itself with the wants and needs of the people in different sections of the state, and to inform itself with reference to the conduct of educational affairs in other states.

Many of the new features recommended have been tried out elsewhere and have proven so successful as to warrant their continuance. In every instance the welfare of the community and state, better scholastic and social conditions for teachers and pupils, and a less conventional and more practical attitude toward our public schools, determined the preparation of this report. The business end of school activity as well as a professional, receive due consideration, and particular care is exercised not to recommend any very radical or impractical changes in or additions to the schools laws of Montana.

The following are illustrations of the type of changes recommended in the report of the commission:

First: A law providing for more care in the selection of school

house sites and plans for school buildings with special reference to heating, lighting, ventilation and floor space as related to the number of pupils to be accommodated; water supply drainage, etc.

Second: A change in the law regarding teachers' institutes, making it possible for counties, or two or three counties combined, to hold summer schools of not less than three weeks duration in lieu of the old type of three days' institute. In the light of what is being done in many other states, this, we believe to be a step in advance and will pave the way for an opportunity for educational advancement on the part of teachers, and will, eventually, make it possible for them to receive credit for their efforts, time and money toward a certificate or diploma.

Third: The slight change recommended in the law regarding corporal punishment, while it does not make it necessary to secure permission from either the parent or guardian to whip a child, yet it will have a tendency, we believe, to reduce undue haste to a minimum, and prevent whipping while the teacher is in a state of undue anger.

Fourth: The modifications of the law with reference to the formation or making of new districts gives due weight to the principle of equity in that both the people of the new district and those who remain in the old have an opportunity to appeal to the County Superintendent or the County Commissioners, or to both.

Fifth: The slight change in the law touching the matter of tenure of office of teachers, principals and superintendents, is in structure the same law that has been in use in California for a number of years, and we believe will tend to standardize the profession of teaching, at least so far as the employment of teachers is concerned, and will create in the minds of teachers and parents a greater respect for the teaching profession, and will reduce the number of resignations on the part of our best teachers to a minimum; while at the same time it leaves the matter of the retention or discontinuance of the services of a teacher in the hands of the board of trustees so that a teacher, principal or superintendent may be dismissed by a majority of the board of trustees at the close of any year or term of service.

We ask your consideration of at least the change in and additions to the school laws of our state as recommended in this report, and trust that it may be honored with a favorable recommendation from you to our Legislative Assembly now in session.

Cordially yours,

W. E. HARMON, President.

JOHN DIETRICH, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced by unanimous consent, without previous notice, and referred:

S. B. No. 34, by Minor: A bill for an Act entitled, "An Act pro-

viding for the payment of compensation to certain employees for accidental injuries suffered in the course of their employment, and defining the rights, remedies and liabilities of certain employers and employees engaged in extra hazardous occupations."

To Committee on Corporations other than Municipal.

S. B. No. 35, by Duncan: A bill for an Act entitled, "An Act to amend Sections 5758, 5759, 5760, 5763, of the Revised Codes of Montana, relating to chattel mortgages."

To Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was this day introduced, read first and second times and re-referred:

S. B. No. 36, by Whiteside: A bill for an Act entitled, "An Act to create the office of State Parole Commissioner and define the duties of said Commissioner and fix his compensation therefor."

To Committee on Public Morals.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times, and referred:

S. B. No. 29, by O'Shea: A bill for an Act entitled, "An Act to provide the deposit and control of all public moneys in possession of and under the control of the county, city and town treasurers; providing for the payment of interest on all such moneys, and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907."

To Committee on Finance and Claims.

S. B. No. 30, by Byrnes: A bill for an Act entitled, "An Act to amend Section 270 of the Revised 1907 Code of the State of Montana, relating to the storage and safe keeping of the records of the Grand Army of the Republic."

To Committee on Public Buildings.

S. B. No. 31, by Burlingame: A bill for an Act entitled, "An Act to amend Section 6121 of the Revised Codes of Montana (1907) relating to injunctions."

To Committee on Stock Growing and Grazing.

S. B. No. 32, by Donlan: A bill for an Act entitled, "An Act providing for the establishment of an agency to manufacture or otherwise secure the serum for the prevention of hog cholera to be distributed by such agency to the farmers in this state, without charge, and

appropriating money therefor."

To Committee on Stock Growing and Grazing.

S. B. No. 33, by Donlan: A bill for an Act entitled, "An Act authorizing the creation of permanent road districts in any county, and the issuance and payment of bonds for the construction or improvement of public highways within such district."

To Committee on Roads, Highways and Bridges.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were given this day as follows:

By Grande: A bill for an Act entitled, "An Act to amend Section 3003 of the Revised Codes of the State of Montana, relating to bonds of National, State or Private Bank, or Banks to County Treasurer."

By Whiteside: A bill for an Act entitled, "An Act to provide for the construction of a horticultural building at the State Fair Grounds."

By Donlan: A bill for an Act entitled, "An Act appropriating money to provide an exhibit at the Panama-Pacific International Exposition, and to pay expenses incurred in connection therewith."

By Donlan: A bill for an Act entitled, "An Act prescribing the powers, and duties of the State Board of Equalization in the adjustment and equalization of the assessment and taxation of property in the various counties of the State."

By Brownlee: A bill for an Act entitled, "An Act to amend Section 2608, 2609, 2610, 2611, 3353 and 3355 of the Revised Codes, so as to require the performance by County Assessors of certain duties in relation to revenue heretofore performed by County Clerks."

By Asbridge: A bill for an Act entitled, "An Act to amend Chapter 136 of the Session Laws of 1909, which provides for certain appliances, rules and regulations looking to the safety of the traveling public and employees upon railway trains, and to confer upon the Board of Railroad Commissioners of the State of Montana certain powers relating thereto. To confer upon the Board of Railroad Commissioners powers and authority to determine the distribution of joint rates made over two or more railway or railroad lines, and providing penalties for the violation of the provisions of this Act."

By Whiteside: A bill for an Act entitled, "An Act to establish a serum and hygienic laboratory at the Montana Agricultural Experiment Station for the purpose of combatting hog cholera and other diseases of domestic animals."

By Whiteside: A bill for an Act entitled, "An Act to appropriate money for the maintenance and improvement of the Fish Hatcheries

belonging to the State of Montana."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 16, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

S. B. No. 37, by Asbridge: A bill for an Act entitled, "An Act to amend Chapter 136 of the Session Laws of 1909, which provides for certain appliances, rules and regulations, looking to the safety of the traveling public and employees upon railway trains, and to confer upon the Board of Railroad Commissioners of the State of Montana certain powers in relation thereto. To confer upon the Board of Railroad Commissioners power and authority to determine the distribution of joint rates made over two or more railway or railroad lines, and providing penalties for violation of the provisions of this Act."

To Committee on Railroads and Transportation.

S. B. No. 38, by Donlan: A bill for an Act entitled, "An Act prescribing the powers and duties of the State Board of Equalization in the adjustment and equalization of the assessment and taxation of property in the various counties of the State."

To Committee on Counties, Towns and Municipal Corporations.

S. B. No. 39, by Brownlee: A bill for an Act entitled, "An Act to amend Sections 2608, 2609, 2610, 2611, 3353 and 3355 of the Revised Codes, so as to require the performance by County Assessors of certain duties in relation to revenue heretofore performed by County Clerks."

To Committee on Judiciary.

S. B. No. 40, by Whiteside: A bill for an Act entitled, "An Act to establish a serum and hygienic laboratory at the Montana Agricultural Experiment Station; and to define the aim and scope of the work to be performed; and providing for the administration, and to make appropriations for the establishment and maintenance thereof."

To Committee on Finance and Claims.

S. B. No. 41, by Whiteside: A bill for an Act entitled, "An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana, and for the purchase of a fish car for the use of said hatcheries."

To Committee on Finance and Claims.

S. B. No. 42, by Whiteside: A bill for an Act entitled, "An Act to amend Section 1288 (2515), Chapter 6 of the Political Code of the State of Montana, relating to the Soldiers' Home."

To Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 16, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of introduction of bills was today given as follows:

By Abbott: An Act entitled, "An Act to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew, and providing a penalty for the violation of this Act."

By Leary: A bill for an Act entitled, "An Act to amend Section 1412 of the Revised Codes of Montana."

By Edwards: A bill for an Act entitled, "An Act to create the County of Wibaux, to define its boundaries, to provide for its organization and government, and to alter the boundaries of the counties of Dawson and Custer to conform to the boundaries of the county of Wibaux."

By Groff: A bill for an Act entitled, "An Act to amend Section 8784 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909 relating to the killing of elk, Rocky Mountain goats and Rocky Mountain sheep and fixing the open season therefor, and providing for a closed season on elk in certain counties, and parts of counties in Montana, until October 1st, 1918, and defining the sex and age of Rocky Mountain sheep that may lawfully be killed during the open season, and providing penalties for the violation thereof."

By Duncan: A bill for an Act entitled, "An Act to amend Section 35 of Chapter 113 of the Session Laws of 1911 of the State of Montana, relating to the registration of Electors, and providing that electors otherwise qualified to vote, shall not be required to register in order to vote at school elections in districts of the third class."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the oath of office as required by the Constitution of the State of Montana, was today administered to the Honorable G. F. Burla, a Senator of the State of Montana from the County of Big Horn.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate today concurred in House Amendments in Senate Joint Resolution No. 1.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 3 was this day read first and second times and referred to Committee on Libraries.

Very Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate in open session today signed H. B. Nos. 4 and 6.

Very Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President today appointed Senators MacKenzie, Burlingame, Stout, Cato and Groff as a select committee to confer with the Mayors of the cities of Montana with a view of ascertaining what legislation they desire and to arrange for their entertainment.

Very Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 15, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred S. B. No. 1, being a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of the amendment to Section 2, Article IX. of the Constitution of the State of Montana, relative to rights of suffrage and qualifications to hold office," today reported said bill, with a recommendation that it be passed; that the report was adopted, and the said S. B. No. 1 was referred to the Committee on Printing.

Very respectfully,

G. G. WATT, Secretary.

On motion of Blake the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Blake in the chair.

House resumed.

Mr. Speaker in the chair.

Blake from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 54, a bill for an Act entitled, "An Act appropriating money for the payment of per diem and mileage of certain persons on account of services as Presidential Electors for the year 1913," having had same under consideration, report same back to the House with the recommendation that same do pass.

Also having had under consideration H. B. No. 55, a bill for an Act entitled, "An Act to appropriate the sum of One Thousand (\$1,000.00) Dollars or as much thereof as may be necessary, to pay the expenses of the Joint Committee of the Senate and House of Representatives, appointed to investigate railroad freight charges upon wheat shipped from Montana points to Eastern markets," report same back to the House with the recommendation that the same do pass as amended, and that the Chief Clerk fill in the blank with the names of those appointed by the President of the Senate and the Speaker of the House.

On motion of Blake the report was adopted.

The following telegram was referred to the Committee on Federal Relations:

Havre, Montana, Jan. 16, 1913.

Hon. F. A. Carnal,

Capitol, Helena, Montana.

Chamber of Commerce met in special session and strongly expressed their disapproval of putting Rocky Boy Indians on Fort Assiniboine. We want part of the State University there.

J. A. WRIGHT, President.

T. C. PENNY, Secretary.

Mr. Speaker at this time named the following committee, consisting of Rhoades, Mains and Annin, to act in conjunction with a like committee from the Senate, to take up the matter of an investigation of freight rates in accordance with Senate Joint Resolution No. 1.

No objection being offered, Mr. Speaker reverted back to the second order of business.

NOTICE OF BILLS.

The following notices were given:

By Kirschwing: A bill for an Act for the increasing of the State revenue, by imposing a license tax, both upon persons and corporations doing a mining business in copper, lead and zinc, in the State of Montana.

By Blake: A bill for an Act to regulate the granting of relief to indigent war veterans and their families.

By Eliel: A bill for an Act in relation to the taking of depositions, designating those whose depositions may be taken, and creating a section to be known as Section 8001-A of the Revised Codes of Montana of 1907 in relation to same.

On motion of Jewell, the House adjourned at 3:30 P. M. until 10:30 A. M., January 17th, 1913.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Twelfth Day

Friday, January 17, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

On motion of Durkan the Journal of the eleventh day was approved.

On motion of Rhoades the special order of business which was set for 11:00 o'clock today, being the consideration of the resolution in regard to the Reclamation Service and Carey Land Act was postponed to Tuesday morning, January 21st, at 11 o'clock.

NOTICE OF BILLS.

The following notices were given:

By Henley: A bill to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape.

By Henley: A bill to provide for the protection of the game fish of the State of Montana, to define the term "Game Fish," to regulate the taking of fish therein, and to provide for the cultivation, propagation and sale of fish from the waters of the State, and to repeal Sections numbered 8792, 8793, 8794, 8795, 8796, 8797, 8798, 8799 and 8801 of the Revised Codes of Montana, and also providing a closed season for fishing and limiting the number and weight of fish that may be caught in any one day, and repealing the Act approved March 9th, 1909, entitled, "An Act to repeal Section 1871 and amend Sections 1876 and 1977 of the Revised Codes of Montana, relating to hunting and fishing licenses, the manner of issuing same and providing a penalty for the violation of this Act." Repealing Chapter 104, Chapter 130 and Chapter 142 of the Laws of 1909, Chapter 90 of the Laws of 1911, and enacting other provisions in lieu thereof; repealing Sections 1971, 1972, 1974, 1977, 1978 and 1979, Revised Codes of 1907.

By McNally: A bill to establish a system of examination for master and journeymen plumbers, fixing the fees to be charged for licenses, and the disposition of the fund thus created; and providing penalties for the violation of the provisions of this Act.

By Eliel: A bill to provide for and regulate the manner and method of taxing mortgages.

By Kirschwing: A bill to amend Sections 3454 and 3455 of the Revised Codes of Montana, relating to bond elections in cities.

By Walker: A bill to amend Section 3003 of the Revised Codes

of the State of Montana, of 1907, and to provide further regulations for the safe keeping and management of public funds in the hands of the County Treasurer.

REPORTS OF SELECT COMMITTEES.

The following report was received and read:

Mr. Speaker:

Your Committee appointed to report on the number and condition of the typewriters, beg leave to make the following report:

We find that there are seven Underwoods and seventeen Remingtons reported to be in from fair to good condition. In addition to these we would recommend the purchase of three new No. 5 Underwoods at \$83.03 for rooms 10, 11 and 12 respectively, and three new No. 10 Remingtons at \$81.00 and one No. 10 wide carriage Remington at \$89.10 for rooms 5, 8, 7 and 6 respectively, the one in room 6 being for the Journal work.

Respectfully submitted,

(Signed) JOSEPH POPE,
Chairman.

On motion of Pope, report was adopted.

REPORTS OF STANDING COMMITTEES.

Prescott from the Committee on Employees, reported as follows:

Mr. Speaker:

Your Committee on House Employees beg leave to report and recommend that the following committee clerks be appointed:

Printing Clerk—Wm. Brulo.

Typewriter to Printing Committee—Grace A. Longstaff.

Engrossing Committee—Mary McKeever.

Report adopted.

Speaker Pro Tem. in the chair.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, beg leave to report progress on H. B. Nos. 1, 7, 11, 18, 31, 64 and 72.

Having had under consideration H. B. No. 17, introduced by Durkan, "A bill for an Act to amend Sections 7291, 7293 and 7299 of the Revised Codes of Montana of 1907, relating to mechanics' liens," re-recommend that the bill be amended as follows:

Insert in Line 5, page 2, after the word "situated," the words "together with the right of ingress and egress."

We further recommend that the bill be referred to the Committee on Judiciary and that it then be re-committed to the Committee on Labor for further consideration.

As there are several bills in the House and Senate of a similar nature, entailing considerable work and consideration, we most earnestly recommend that all bills on the subject of workmen's compensation, limitation of the hours of labor for female employees, mechanics' liens and full train crews, be submitted to the House within the next ten days.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 13, a bill for an Act entitled, "An Act to provide for an additional judge for the Fourth Judicial District of the State of Montana so that there will hereafter be three judges of said district," having had same under due consideration, beg leave to report and recommend the same do pass.

Report adopted.

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker :

Your Committee on Federal Relations, to whom was referred House Joint Resolution No. 2, introduced by Stewart, entitled, "A Joint Resolution ratifying an amendment to the Constitution providing that Senators shall be elected by the people of the several states," having had said House Joint Resolution No. 2 under consideration, beg leave to report the same back to the House with the recommendation that same do pass.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration H. B. No. 51, recommend that it be amended as follows:

That in Section 1, the word "and" be struck out after the word "sheep" and that the words "and poultry" be inserted after the word "swine."

Report adopted.

Drinkard from the Committee on Highways reported as follows:

Mr. Speaker:

Your Committee on Highways to whom was referred H. B. Nos. 35 and 36, recommends that 200 copies of the bills be printed in pamphlet form for the accommodation of the members of the Committee on Highways and the members of the House.

Report adopted as amended.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Working: H. B. No. 75. A bill for an Act entitled, "An Act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape, and increasing the age of consent of females."

By Kemmis: H. B. No. 76. A bill for an Act entitled, "An Act to create the county of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson county to conform thereto."

By Davis: H. B. No. 77. A bill for an Act entitled, "An Act to require railroads to maintain more than one crossing in unincorporated cities, villages or towns of more than three hundred inhabitants."

By Mayfield: H. B. No. 78. A bill for an Act entitled, "An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties

of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected.

By Eliel: H. B. No. 79. A bill for an Act entitled, "An Act in relation to the taking of depositions, designating those whose depositions may be taken and creating a section to be known as Section 8001-A of the Revised Codes of Montana of 1907, in relation to same."

By Day: H. B. No. 80. A bill for an Act entitled, "An Act defining the duration of liens of mortgages upon real estate and the manner of the extension thereof."

By Day: H. B. No. 81. A bill for an Act entitled, "An Act to amend Section 6508 of the Revised Codes of the State of Montana, relating to the method of changing the place of trial of civil actions and proceedings and transferring the same to some other court."

By Word: H. B. No. 82. A bill for an Act entitled, "An Act requiring all persons who operate hoisting machinery, to first obtain a license, and providing penalties."

By Murray: H. B. No. 83. A bill for an Act entitled, "An Act fixing fees and compensation of attorneys for executors and administrators in probate proceedings, and providing for further allowance to such attorneys for extraordinary servitude."

By Spogen: H. B. No. 84. A bill for an Act entitled, "An Act to provide an executive residence for the Governor of Montana: to provide for the furnishing and the maintenance of the same and to appropriate money for all of said purposes."

By Blair (Powell): H. B. No. 85. A bill for an Act entitled, "An Act to regulate the sale of intoxicating liquors, in the State of Montana, and providing for the closing of places of business, where intoxicating liquors are sold, during and between certain hours, and during certain days, and fixing a penalty for violation thereof."

By Sweet: H. B. No. 86. A bill for an Act entitled, "An Act to amend Section 4062 of the Revised Codes of the State of Montana, 1907, as amended by Laws of Montana, 1909, relating to the manner in which insurance companies, associations or partnerships may transact business in the State of Montana."

By Graybeal: H. B. No. 87. A bill for an Act entitled, "An Act to amend Sections 786 and 2196 and 2197 of the Revised Codes of Montana of 1907, as the same appears after amendment by Chapter 76 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, relating to the investment of funds of the State Normal school, Permanent University funds, Permanent Agricultural College funds and Permanent School Funds."

By Cookingham: H. B. No. 88. A bill for an Act entitled, "An Act to punish persons committing indecent assaults, and prescribing penalties therefor."

By Cookingham: H. B. No. 89. A bill for an Act entitled, "An Act to fix a minimum wage for females employed in certain occupations, and providing penalties for a violation thereof."

Mr. Speaker in the chair.

READING OF HOUSE BILLS.

H. B. No. 75, read first and second times by title only and referred to committee on judiciary.

H. B. No. 76, read first and second times by title only and referred to Committee on New Counties.

H. B. No. 77, read first and second times by title only and referred to Committee on Railways and Transportation.

H. B. No. 78, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 79, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 80, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 81, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 82, read first and second times by title only and referred to Committee on Mines and Mining.

H. B. No. 83, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 84, read first and second times at length, and referred to Committee on Appropriations.

H. B. No. 85, read first and second times by title only, and referred to Committee on Townships and Counties.

H. B. No. 86, read first and second times by title only and referred to Committee on Insurance.

H. B. No. 87, read first and second times by title only and referred to Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 88, read first and second times by title only, and referred to Committee on Public Morals, Charities and Reforms.

H. B. No. 89, read first and second times by title only and referred to Committee on Labor.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate. Senate Chamber,

Helena, Montana.

January 16, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Public Morals to which was referred S. B. No. 18, being a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for infractions of the provisions thereof," today reported the same back with the recommendation that it do pass and that the report was adopted.

Also that the Committee on Public Morals to which was referred S. B. No. 19, being a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for the infraction of the provisions thereof," today reported the same back

with the recommendation that it do pass and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

Helena, Montana, January 16th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to which was referred S. B. No. 14, being a bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the offices before whom oaths of asknowledgement may be taken," today reported the same with the recommendation that the bill do pass, and the report was thereupon adopted by the Senate.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 16, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to which was referred S. B. No. 24, being a bill for an Act entitled, "An Act to amend Sections 7291, 7293, 7299 of the Revised Codes of Montana, 1907, relating to mechanics' liens," today reported the same back with the recommendation that it be indefinitely postponed, and that the report was adopted by the Senate.

Also that the Committee on Judiciary, to which was referred S. B. No. 3, being a bill for an Act entitled, "An Act to amend Section 5506 of the Revised Codes of Montana of 1907, relating to change of place of trial of causes of action," today reported the same back with the recommendation that it be indefinitely postponed and that the report was adopted.

Also that the Committee on Judiciary, to which was referred S. B. No. 26, being a bill for an Act entitled, "An Act to amend Section 5758 of the Revised Codes of the State of Montana relating to chattel mortgages," today reported the same back with the recommendation that it be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 16th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate today, upon recommendation of the select committee appointed to select the Standing Committees of the Senate, named the following Sanding Committes:

- 1.—AGRICULTURE AND MANUFACTURES:
George, Asbridge, Darroch, Williams, Grande.
- 2.—MILEAGE:
Cato, O'Shea, Stevens.
- 3.—CORPORATIONS OTHER THAN MUNICIPAL:
Stout, Cato, Minor, Leary, Burlingame
Larson, Edwards.
- 4.—COUNTIES, TOWNS AND MUNICIPAL CORPORATIONS:
Muffy, Dearborn, George, Minor, Donlan,
Leighton, Survant, Burla, McKenzie.
- 5.—EDUCATION:
Dearborn, Stout, Duncan, Selway, Leighton.
- 6.—ENGROSSED BILLS:
Larson, Leary, Cato,
- 7.—ENROLLED BILLS:
Grande, Minor, Burla.
- 8.—FEDERAL RELATIONS:
Taylor, Christopher, Stout, Duncan, Groff.
- 9.—FINANCE AND CLAIMS:
Whiteside, Byrnes, Groff, O'Shea, Selway,
Stevens, Christopher.
- 10.—JUDICIARY:
Duncan, Gallwey, Whiteside, Stout, Edwards,
Burlingame, Williams.
- 11.—MILITARY AFFAIRS:
Boardman, Survant, Dearborn.
- 12.—MINES AND MINING:
Gallwey, Byrnes, Muffy, Donlan, Leighton.
- 13.—PUBLIC BUILDINGS:
Byrnes, Abbott, Whiteside, Leary, Christopher,
Brownlee, Survant.
- 14.—PUBLIC LANDS:
Burlingame, Asbridge, Cato, Muffy, Larson,
McKenzie, Burla.
- 15.—PUBLIC MORALS:
Leighton, Brownlee, Whiteside.
- 16.—PRINTING:
Christopher, Stout, George.
- 17.—ROADS, HIGHWAYS AND BRIDGES:
Abbott, O'Shea, Darroch, George, Larson,
Edwards, Taylor.
- 18.—LIBRARIES:
McKenzie, Duncan, Leighton.
- 19.—IRRIGATION AND WATER RIGHTS:
Darroch, Asbridge, Abbott, Groff, Muffy,
Williams, Grande, Larson, Taylor.
- 20.—FISH AND GAME:
Leary, Byrnes, Minor, Darroch, Brownlee,
Grande, Boardman.

21.—ELECTIONS AND PRIVILEGES:

Stevens, Leary, Duncan, Whiteside, Selway.

22.—LABOR AND CAPITAL:

O'Shea, Gallwey, Byrnes, Edwards, McKenzie.

23.—STOCK GROWING AND GRAZING:

Asbridge, Cato, Darroch, Byrnes, Dearborn,
Selway, Stevens, Brownlee, Boardman.

24.—IMMIGRATION:

Brownlee, Burlingame, Grande, Asbridge,
Leary.

25.—APPORTIONMENT AND REPRESENTATION:

Selway, Burla, Muffly, Dearborn, Edwards.

26.—FAIRS AND EXPOSITIONS:

Minor, Dearborn, Whiteside, Donlan, Taylor.

27.—RAILROADS AND TRANSPORTATION:

Edwards, Abbott, Gallwey, Muffly, Stout, Minor,
McKenzie, Stevens, Boardman.

28.—RULES:

Donlan, Gallwey, Duncan.

29.—HORTICULTURE:

Groff, Whiteside, George, Donlan, Christopher.

30.—INSURANCE:

Williams, Burlingame, Groff, Burla, O'Shea.

31.—DAIRIES AND DAIRYING:

Survant, Abbott, O'Shea, George, McKenzie.

Very respectfully,

G. G. WATT, Secretary.

At this time Mr. Speaker announced the following additions to
Standing Committees:

AGRICULTURE:

Davis.

AFFAIRS OF CITIES:

Higgins.

LABOR:

Murray, McNally.

LIVESTOCK AND PUBLIC RANGES:

Davis, Blair of Powell.

On motion of Day the Committee on Printing was instructed to have printed cards made with the names of all Standing Committees of the House and Senate on one side and with the Order of Business of the House on the other side.

On motion of Camp the Chief Clerk was instructed to have printed the proceedings of the House covering the first seven legislative days in form to correspond with the sheet now furnished to the House by the Official Stenographer so that the members may have a complete record of all proceeding of the session.

On motion of Holt the Printing Committee was instructed to have the Road Bills out by Tuesday morning.

Norton moved that when this House adjourn today, it adjourn until 3:00 P. M. Monday, January 20th.

Motion prevailed.

No objection being offered, Mr. Speaker reverted to the Sixth Order of Business.

NOTICES AND RESOLUTIONS.

RESOLUTION.

WHEREAS, The State of Montana has suffered, beyond what can be easily reckoned, because of the terrible mistake that was made when its educational institutions were scattered, and located in four different cities, at a time when the foundation of a great state university should have been laid in some suitable place; and

WHEREAS, The unanswerable argument of experience as it comes from other states where wisdom has gathered into one great seat of learning all departments of higher education, stands out in striking contrast over against the unfortunate conditions that have resulted in Montana and other states where division has allowed a strife for precedence which makes continually impossible what might be accomplished by combined effort and enthusiastic public support; and,

WHEREAS, A great majority of the people of Montana have now reached an abiding conviction that will not be satisfied until we have gathered into one university an institution that shall command the enthusiastic loyalty of every citizen, keep the youth of Montana at home, and measure up in civic and intellectual strength with the splendid material advancement that is now promised to this new State; and,

WHEREAS, Wholesome public sentiment has prompted a state organization called an "Association for the Creation of a Greater University of Montana," and the State Board of Education has recommended to the Legislative Assembly now in session action such as shall enable the consolidation of our institutions for higher education;

THEREFORE, BE IT RESOLVED, That the Great Falls Commercial Club heartily extends its endorsement in the great cause that has been taken up by this state association, and commends the action of the State Board of Education for its approval of consolidation, and it further urges that the Legislature at once take up this important subject by enacting such legislation as will make possible a great centralized university, such as may become the pride of all our citizens and the highest possible incentive to higher education for all time to come.

(Signed) KIRSCHWING.

Referred to Committee on State Institutions, Public Buildings and Grounds.

No objection being offered, Mr. Speaker reverted to the Second Order of Business.

NOTICES OF BILLS.

The following notice was given:

By Jewell: A bill for an Act entitled, "An Act to amend Section 3708 of the Revised Codes of 1907 of the State of Montana relating to the dower right of a widow and sale of same under execution and to

repeal all Acts or portions of Acts in conflict with said Act."

On motion of Norton, the House adjourned at 11:45 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifteenth Day.

Monday, January 20, 1913.

House met pursuant to adjournment at 3:00 P. M.

Speaker pro tem. in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

On motion of Durkan the Journal of the Twelfth day was approved.

On motion of McMahon, Representative Kiley, who was excused on account of sickness, was allowed his per diem from the first day of the session, having been previously sworn in.

NOTICES OF BILLS.

The following notices were given:

By Prescott: A bill to amend sub-section seven of Section 6825 of the Revised Codes of Montana of 1907, relating to the exemption of earnings for personal services of judgment debtors who are the heads of families.

By Brower: A bill providing for registration of names for farms and ranches within this state and providing for the payment of fees therefor."

By Brower: A bill providing that the amount of insurance written upon real property shall be taken conclusively to be the true value thereof.

By Brower: A bill to provide for the safe investment of the permanent school and other educational funds for the prompt collection of interest thereon, and to carry out the objects and provisions of Sections 3 and 12 of Article XI. of the Constitution, entitled, "Education."

By MacRae: A bill for the submission of a Constitutional amendment to amend the last paragraph of Article 19, Section 9, of the Constitution to read as follows: "Provided, however, that not more than seven amendments to the Constitution shall be submitted at the same election."

By Mayfield: A bill relating to the filing of undertakings to secure the payment of costs in actions commenced against cities and towns to recover damages for personal injuries."

By Mayfield: A bill relating to advertising and letting of contracts by cities and towns.

By MacRae: A bill to amend Section 965 of the Revised Codes of Montana of 1907, relating to compulsory attendance in the Public Schools.

By Crippen: A bill to amend Section 219 of the Revised Codes of Montana, of 1907, relating to salaries of Judges of the District Court.

By Jewell: A bill for a General Civil Service Law for the State of Montana, providing for a Civil Service Commission, making an appropriation, providing penalties for the violation thereof, and repealing all Acts and parts of Acts inconsistent with this Act.

By Crippen: A bill to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66,

By Crippen: A bill to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66, Session Laws of 1909.

By Crippen: A bill providing for the submission to the Electors of the State of Montana, for their approval or rejection, an amendment to Section 6, Article 13, of the Constitution of the State of Montana, relating to the indebtedness of cities.

By Crippen: A bill authorizing Park Commissioners of cities of the first class to purchase land for park purposes.

By Working: A bill providing for the redemption of real estate sold for taxes and the amount necessary to be paid to effect such redemption.

By Day: A bill authorizing the Bureau of Child and Animal Protection to contract with corporate societies for placing homeless children in good family homes, providing compensation for the same and to repeal Chapter 133, Session Laws of 1911.

By Day: A bill providing for the appointment of a Commission to participate in the celebration of the fiftieth anniversary of the Battle of Gettysburg, and appropriating the sum of Two Thousand Dollars to defray the expenses thereof.

By Mains: A bill to amend Section 2082, and to repeal Section 2083 relating to legal fences.

By Carroll: A bill providing for the regulation and bonding of collection agencies, and providing penalties for the violation thereof.

By Carnal: A bill to amend Section 2864 of the Revised Codes of 1907 relating to the transcribing, comparing and certifying of county records.

By Fishbaugh: A bill providing a lien upon agricultural lands and the products thereof, for work, labor and services performed in the cultivation and harvest of such lands and crops therefrom; and providing the means of enforcing such lien, the manner of foreclosure thereof and providing a penalty for concealing or disposing of any crops therefrom until such lien has been satisfied and discharged; and providing a penalty for failure to satisfy and discharge such lien of record within a certain time.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By McNally: H. B. No. 90. A bill for an Act entitled, "An Act to establish a system of examination for master and journeymen plumbers; fixing the fees to be charged for licenses, and the disposition of

the fund thus created; and providing penalties for the violation of the provisions of this Act."

By Henley: H. B. No. 91. A bill for an Act entitled, "An Act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape."

By Henley: H. B. No. 92. A bill for an Act entitled, "An Act to provide for the protection of the game fish of the State of Montana, to define the term "game fish," to regulate the taking of fish from the waters of the State, and to repeal Sections Numbered 8792, 8793, 8794, 8795, 8796, 8797, 8798, 8799 and 8801, Revised Codes of Montana, and also providing a closed season for fishing and limiting the number and weight of fish that may be caught in any one day, and repealing Section 1971 and amend Sections 1976 and 1977 of the Revised Codes of Montana, relating to hunting and fishing licenses, the manner of issuing same and providing a penalty for the violation of this Act.

Repealing Chapter 104, Chapter 130 and Chapter 142 of the Laws of 1909, Chapter 90 of the Laws of 1911, and enacting other provisions in lieu thereof; repealing Sections 1971, 1972, 1974, 1977, 1978 and 1979, Revised Codes of 1907."

By Working: H. B. No. 93. A bill for an Act entitled, "An Act amending Section 8343 of the Revised Codes of 1907, defining the crime of adultery and fornication and fixing the penalty therefor."

By Working: H. B. No. 94. A bill for an Act entitled, "An Act amending Section 8344 of the Revised Codes of 1907, defining the crime of seduction and fixing the punishment therefor."

By Smith: H. B. No. 95. A bill for an Act entitled, "An Act defining and regulating the carrying for sale, endeavoring to sell or sale of Cotton Duck, or Canvas, Awnings, Paulings, Wagon Covers, Tents, Grain and Hay Covers, Stable or Tent Tops and requiring the same to be properly marked as to weight, size, and use of fillers, or other preparations."

By Day: H. B. No. 96. A bill for an Act entitled, "An Act to prohibit and punish lewd and lascivious acts upon or with the body of children under the age of sixteen years."

By Blake: H. B. No. 97. A bill for an Act entitled, "An Act to regulate the granting of relief to indigent war veterans and their families."

By Annin: H. B. No. 98. A bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 3 of Article XII. of the Constitution of the State of Montana, relating to revenue and taxation and the method of taxing mines and mining claims and property."

By Mayfield: H. B. No. 99. A bill for an Act entitled, "An Act to amend Sections 1976, 8782 of the Revised Codes of Montana of 1907, as amended by Chapter 130 and 81 respectively of the Session Laws of 1909, and to amend Section 8922 of the Revised Codes of Montana, 1907, relating to hunting and fishing; licenses therefor; and fixing an open season on deer by providing the number and sex of deer that may be killed during a single open season, and further

providing the methods by which fish may be lawfully taken from the public waters of Montana, and providing penalties for the violation thereof."

READING OF BILLS.

H. B. No. 90, read first and second times by title only and referred to Committee on Labor.

H. B. No. 91, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 92, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 93, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 94, read first and second times by title only, and referred to Committee on Judiciary.

H. B. No. 95, read first and second times by title only and referred to Committee on Manufacturers.

H. B. No. 96, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms.

H. B. No. 97, read first and second times by title only and referred to Committee on Appropriations.

H. B. No. 98, read first and second times by title only and referred to Committee on Mines and Mining.

H. B. No. 99, read first and second times by title only and referred to Committee on Fish and Game.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

January 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Joint Rules today submitted the following report:

"After carefully considering the motion of Representative Higgins relative to the enrollment of bills on typewriters, we recommend that the motion be not adopted, and we further recommend that the Joint Rules in use in the Twelfth Legislative Assembly be adopted as the Joint Rules of the Thirteenth Legislative Assembly."

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was this day introduced and placed on file:

S. B. No. 50, by Stevens: A bill for an Act entitled, "An Act relating to grain elevators, grain warehouses and grain inspection of the State of Montana and elsewhere."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

S. B. No. 43, by Groff: A bill for an Act entitled, "An Act to amend Section 8784 of the Revised Codes of Montana, of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the killing of elk, Rocky Mountain goat and Rocky Mountain sheep, and fixing the open season therefor, and providing for a closed season on elk, in certain counties and parts of counties in Montana, until October 1st, 1918, and defining the sex and age of Rocky Mountain sheep that may lawfully be killed during the open season, and providing penalties for the violation thereof."

To Committee on Fish and Game.

S. B. No. 44, by Whiteside: A bill for an Act entitled, "An Act to prohibit the reporting or recording or registering of any bet or wager upon the result of any contest of speed or skill or endurance of animal or beast, within certain limitations therein stated, and to limit the number of days when such bets or wagers may be recorded, reported or registered, and providing penalties for the breach of the same."

To Committees on Counties, Towns and Municipal Corporations.

S. B. No. 45, by Donlan: A bill for an Act entitled, "An Act appropriating money to provide for exhibits at the Panama-Pacific International Exposition, and the Panama California Exposition, and to pay expenses incurred in connection therewith."

To Committee on Fairs and Expositions.

S. B. No. 46, by Abbott: A bill for an Act entitled, "An Act to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew, and providing a penalty for the violation of this Act."

To Committee on Railroads and Transportation.

S. B. No. 47, by Survant: A bill for an Act entitled, "An Act to create the County of Phillips, define its boundaries and provide for its organization and government, and to change the boundaries of Blaine and Valley counties to conform thereto."

To Committee on Counties, Towns and Municipal Corporations.

S. B. No. 48, by Edwards: A bill for an Act to create the County of Wibaux, to define its boundaries, to provide for its organization and government, and to alter the boundaries of the Counties of Dawson and Custer to conform to the boundaries of the County of Wibaux.

To Committee on Counties, Towns and Municipal Corporations.

S. B. No. 49, by Leary: A bill for an Act entitled, "An Act to amend Sections 1412 of the Revised Codes of Montana, relating to a

special levy for the construction, maintenance and repair of free public bridges."

To Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were given this day as follows:

By Whiteside: A bill for an Act entitled, "An Act to provide for the suspending of the sentence of prisoners convicted of certain offenses."

By Byrnes: a A bill for an Act entitled, "An Act to regulate the time in which common carriers doing business in this state shall adjust and pay freight over-charges and claims for loss or damage to property."

By Byrnes: A bill for an Act entitled, "An Act to utilize the land granted the State of Montana by the Federal Government for the purpose of erecting State Public Buildings, to provide funds for the erection of a building to be known as "The Montana Historical Building" for the purpose of preserving exhibits in reference to the resources of the State and achievements of its citizens."

By Larson: A bill for an Act entitled, "An Act to establish a Game Preserve in the Rocky Mountains, for the protection of game, animals and birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve."

By Larson: A bill for an Act entitled, "An Act to amend Section 2773 of the Revised Codes of Montana, of 1907, as amended by an Act of the Twelfth Legislative Assembly entitled, "An Act to amend Section 2773 of the Revised Codes of the State of Montana of 1907 relating to licenses."

By Stout: A bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1642, 1643, 1644, 1647, 1648, 1649, 1650, 1651, 1652, 1655, 1656, 1657, 1659, 8444, of the Revised Codes of 1907, and to amend Section 1641 of said Codes as the same was amended by Chapter 10 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, and to repeal Sections 1658 and 8468 of said Codes, all relating to the inspection and operation of steam boilers within the State of Montana, and including the examination and licensing of engineers therefor."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture and Manufactures to which was referred

S. B. No. 6, being a bill for an Act entitled, "An Act to secure for threshermen a lien upon grain and other crops threshed for their compensation, and to provide for the filing and foreclosure of such lien," today recommend that the same do pass.

Report adopted; bill referred to Printing Committee:

Also, the Committee on Agriculture and Manufactures to which was referred S. B. No. 7, being a bill for an Act entitled, "An Act prohibiting the sale, removal, disposal or concealment of mortgaged crops, without the written consent of the mortgagee, and providing a penalty therefor," today reported, recommending that the same do pass.

Report adopted and bill referred to the Printing Committee.

Also, that the Committee on Agriculture and Manufactures, to which was referred S. B. No. 8, being a bill for an Act entitled, "An Act to provide for the continuance of the lien of a mortgage on growing crops, and to repeal Section 5773 of Revised Codes of 1907," today reported, recommending that the same do pass.

Report adopted, and bill referred to the Printing Committee.

Also that the Committee on Agriculture and Manufactures to which was referred S. B. No. 23, being a bill for an Act entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in the state, and providing penalties for the violation thereof," today reported, recommending that the same do pass.

Report adopted and bill referred to the Printing Committee.

Also, that the Committee on Fish and Game, to which was referred S. B. No. 13, being a bill for an Act entitled, "An Act to authorize the Government of the United States, and the United States Commissioner on Fisheries, and it, or his duly authorized agents, the right to conduct Fish Hatching and all operations conducted therewith, in any manner, and at any time that may by them be considered necessary and proper, at a United States Fish Cultural Station, to be established by the Government of the United States, in the State of Montana," today reported, recommending that the same do pass.

Report adopted and bill referred to the Printing Committee.

Also that the Committee on Public Lands, to which was referred S. B. No. 27, being a bill for an Act entitled, "An Act to establish a Dry Land Sub-Experiment Station on certain state lands in Powell county, to be operated with the use of prison labor, under the direction of the Agricultural College, and appropriating money therefor," today reported, recommending that the same do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President Pro Tem. of the Senate, the Honorable C. S. Muffy,

was today appointed a committee of one to select rooms for the Senate committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Joint Memorial was today introduced, read first and second times, and referred:

Senate Joint Memorial No. 1, by MacKenzie. A Memorial against the location of the Rocky Boy band of Indians on the Assiniboine Military Reservation.

To Committee on Federal Relations.

Very respectfully,

G. G. WATT, Secretary.

REPORTS OF STANDING COMMITTEES.

No objection being offered, Speaker Pro Tem. reverted back to the Fourth Order of Business.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment beg leave to report H. B. No. 54, a bill for an Act entitled, "An Act appropriating money for the payment of the mileage and per diem of certain persons on account of services as Presidential Electors for the year 1913," and H. B. No. 55, a bill for an Act entitled, "An Act to appropriate the sum of One Thousand (\$1,000.00) Dollars or as much thereof as may be necessary, to pay the expenses of the Joint Committee of the Senate and House of Representatives, appointed to investigate railroad freight rates upon wheat, fruit and other farm products, shipped from Montana points to eastern markets," as correctly engrossed.

On motion of Conner report was adopted.

THIRD READING OF HOUSE HILLS.

H. B. No. 54 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Gould, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Phillips, Pope, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Walker, Word and Working—69.

Noes—None.

Absent and not voting: Blair of Dawson, Burns, Clay, Cookingham,

Ezekiels, Glenn, Graybeal, Hustead, Kuphal, Murray, O'Neill, Poulsson, Rhoades, Sweet, Tighe and Mr. Speaker—16.

Title agreed to.

H. B. No. 55 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Dawson, Blake, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Gould, Graybeal, Harmon, Henley, Higgins, Hough, Huddleston, Jahriess, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Murphy, Norton, Nye, Phillips, Prescott, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Walker, Word and Working—67.

Noes—None.

Absent and not voting: Blair of Ravalli, Burns, Clay, Cookingham, Glenn, Holt, Hustead, Kelly, Kuphal, Meadors, Murphy, O'Neill, Pope, Poulsson, Rhoades, Stewart, Tighe and Mr. Speaker—18.

Title agreed to.

On motion of Drinkard, the House adjourned at 4:15 P. M. to meet tomorrow at 10:30 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Sixteenth Day.

Tuesday, January 21, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifteenth day and find same correct.

Report adopted.

PETITIONS AND COMMUNICATIONS.

The following communications were received and read:

Whitefish, Montana, January 19, 1913.

H. T. Mayfield,

House of Representatives,

Helena, Montana.

The B. R. T. is opposed to Compensation Law.

(Signed) H. H. ARMSTRONG.

Referred to Committee on Labor.

Helena, Montana, January 18, 1913.

To the President of the Senate, and the Speaker of the House of Representatives.

The undersigned, as a committee appointed by the convention of mayors and other officials of the various cities and towns of the State of Montana, held in Helena on January 15th, 1913, beg leave to submit for the consiredation of the members of the Thirteenth Legislative Assembly of the State of Montana the following resolution adopted by such convention.

Very respectfully,

(Signed)

H. S. HEPNER,
H. L. MAURY,
FRANK WOODY,
H. L. DEKOLB,
A. H. GRAY,

Committee.

BE IT RESOLVED by the Convention of Mayors and other city officials assembled at the City of Helena, Montana, for the purpose of considering enactment and legislation for the betterment of municipalities of the State of Montana:

That it is the sense of this body that a law should be enacted by the Legislative Assembly of the State of Montana providing for a commission for the regulation and control of public service corporations; and that such commission is vested with full power to investigate and regulate such public service corporations operating in the State of Montana.

It is further resolved that this resolution be formulated and engrossed by a committee to be appointed by the Chair and that after formulation and engrossment, copies thereof be delivered to the President of the Senate and to the Speaker of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana.

Referred to Committee on Affairs of Cities.

To the President of the Senate, the Speaker of the House and Members of the Senate and House of Representatives of the Thirteenth Legislative Assembly of the State of Montana:

At a convention of the mayors and other city officers of the various cities and towns of the State of Montana, held at Helena, Montana, on Wednesday, January 15th, 1913, committees were appointed to prepare and draft the following bills:

1. A bill for an Act repealing all laws now on our Statute Books relating to Special Improvement Districts in cities and towns, and providing for the enactment of a new law covering the same:

2. A bill for an Act amending Section 3278 of the Revised Codes of Montana of 1907, so as to permit cities and towns to purchase supplies and material and to do their own work without being compell to let a contract for the same, where the cost thereof exceeds the sum of \$250.00;

3. A bill for an Act relating to the advertising of and letting of contracts by cities and towns;

4. A bill for an Act permitting cities and towns to require per-

sons commencing actions against cities and towns for personal injuries to file bonds to secure the payment of costs;

5. A bill for an Act amending Section 2756 of the Revised Codes of the State of Montana, of 1907, relating to the apportionment of license moneys;

6. A bill for an Act relating to park commissioners of cities and towns;

7. A bill for an Act relating to salaries of mayors;

8. A bill for an Act authorizing cities and towns to levy special taxes for the purpose of installing municipal lighting plants.

In compliance with the directions and acting under the authority given by such convention, these committees have prepared and drafted the several bills hereinbefore mentioned.

The convention also appointed the undersigned as a Legislative Committee to present these matters to both the Senate and House, and to ask that careful and full consideration be given the various bills as prepared and drafted by the convention committees, and this committee has made all necessary arrangements to have the same introduced in the Senate and the House.

The matters to which these bills relate have been carefully considered by such convention. The members of these committees have expended a large amount of time, study and labor in preparing and drafting the same, and we believe that each and all of these bills, if enacted into laws, will be of great and lasting benefit to the municipal corporations of this state.

Respectfully submitted,

(Signed)

FRANK WOODY,
H. L. DEKOLB,
A. H. GRAY,
H. S. HEPNER,
H. L. MAURY,

Committee.

Referred to Committee on Affairs of Cities.

HELENA TRADES AND LABOR ASSEMBLY.

Helena, Montana., Office of Secretary-Treasurer,

January 15th, 1913.

To the House of Representatives,

Helena, Montana.

At a regular meeting of the Helena Trades and Labor Assembly held on the above date, after thorough discussion, their position was emphatically defined by the unanimous passage of the following motion:

We are opposed to the passage of a Compulsory Compensation Act in any form.

(Signed) A. J. PHARMER,
Secretary-Treasurer.

Referred to Committee on Labor.

To the Honorable Senate and House of Representatives of the State of Montana.

We, the undersigned, citizens of Circle in the county of Dawson,

in the said state, respectfully represent that many economic and social ills are due to the inefficiency of the present fiscal system. Its fullest reform calls for adequate action by the United States Congress. But we believe that here in our own state the financial welfare of all the people will be aided if your honorable body enacts laws to accomplish the following purposes:

1. Co-operative State Banks for personal credits.

(a) Authorize the incorporation under the law of little co-operative people's banks, for savings, loans, safe deposit and trust—institutions through which the humblest may be enabled to finance themselves through Personal credits.

2. Co-operative State Land Banks.

(b) Authorize the incorporation under state law of co-operative land banks to issue bonds secured by mortgage on farms and homes, so as to make it easy for tenants and others to own their own farms and homes through such use of realty credits at low cost.

(c) Permit the co-operative people's banks, also other state banks, as well as the State itself and individuals, to deposit in the land reserve of such land mortgage banks.

(d) Guard against the exploitation of this system by promoters for profit. Insure that it shall be run for the common good of investors in such land bands and the owners of the mortgaged property, lenders and borrowers, co-operative for mutual benefit.

(e) Encourage the building and loan associations in its noble efforts to aid wage earners to own their own homes, while providing rural and land banks to help farming.

3. Regulate All Banking.

(f) Require any individual, association or corporation that does a banking business to incorporate under the banking laws of the state, and to be subject to the same official supervision as all legitimate incorporated banking institutions.

(g) Prohibit the use of the word "banker" or "bank" by any person or concern that is not incorporated for banking purposes under the laws of this State or of the United States.

(h) Properly regulate the issue and sale of all investment securities.

(i) Require savings deposits to be safely invested within the State, and not permitted to flow into commercial risks or stock exchange speculation. Provide for mutual savings banks run in the sole interest of depositors.

(j) Abolish all so-called "private banks," for as has been so well said, "banking is a public trust, not a private snap."

4. Land Titles Guarantee.

(k) Codify, simplify and improve our land laws. Give us a method of title insurance and transfer that shall be perfect, cheap, simple—the Torrens system or something like it. Thus make real estate titles incontestable and safe without great expense to owners borrowers or lenders.

5. Justice in Taxation.

(l) Exempt from taxation mortgages bearing not to exceed five

per cent interest, instead of making the land bear the double burden of a tax on itself and also upon the mortgage.

(m) Tax the property within the state of all corporations. Exempt the shares of corporations incorporated in this State, but tax the shares of other corporations. Thus encourage capital to invest within this State while simplifying the state supervision of corporate interests.

6. Insurance—Keep Cash in State.

(n) Provide that all funds paid by citizens of this State to insurance companies—life, fire, accident, etc.—whether foreign or domestic corporations, shall be invested within the State, except a reasonable proportion for expenses and reserves. This will make available for use within this State, of vast sums which annually have been sent out of it, yet will not inflict hardship upon insured or insurers.

(o) Authorize our savings banks or other institutions doing a non-commercial banking business, to conduct life insurance, annuities, etc., under the Massachusetts State system, or by the Wisconsin State method. Thus enable the people to provide at small cost against the proverbial "rainy day."

(Signed.)

C. H. MOORE.

Referred to the House for further action.

NOTICES OF BILLS.

The following notices were given:

By Murphy: A Bill for a warning card system and a number system for the protection of linemen, employes, electricians or person or persons working in and about central stations and in overhead and underground work of electrical plants and appliances, etc.

By Pope: A Bill regulating marriages and the issuance of marriage licenses, prohibiting marriages in certain cases and providing penalties therefor.

By Pope: A Bill for an Act for Boys' and Girls' Institutes.

By Cramer: A Bill making it unlawful to allow vicious dogs to run at large without being muzzled and prescribing penalties therefor.

By Stewart: A Bill establishing a State Board of Examination and Registration for Nurses, providing for the examination and registration of persons who engage in the profession of nursing the sick, fixing the requirements for registration by the State Board, and providing penalties for the violation of this Act.

By Stewart: A Bill to amend Section 38 of Chapter 146 of the Laws of Montana of 1909, relating to the limitations on debt incurring power and extending the powers of Commissioners of irrigation districts.

By MacRae: A Bill making it unlawful for any person or persons, company or corporation to permit any noxious weeds to grow and ripen upon the banks of ditches or canals, and providing punishment therefor.

By MacRae: A Bill requiring railroads operating in the State of Montana to keep their right of way free from noxious weeds.

By Kemmis: A Bill appropriating money for Women's Institutions.

REPORTS OF STANDING COMMITTEES.

Prescott from the Committee on House Employees reported as follows:

Mr. Speaker:

Your Committee on House Employees beg leave to report and recommend that the following names be entered on the list of employees:

Edna Leftwich, Committee Clerk on Mines and Mining; Privileges and Elections.

Mamie McEvoy, Committee Clerk on Improvements and Manufacturing.

Report adopted.

McNally from the Committee on appropriations reported as follows:

Mr. Speaker: Your Committee on Appropriations to whom was referred House Bill No. 59, introduced by Lovelace, being a Bill for an Act entitled, "An Act to amend Section 3, of Chapter 45, laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly," beg leave to report that having had same under consideration, report the same back to the House with the recommendation that it do not pass.

Report adopted.

Also, McNally from the Committee on Appropriations reported as follows:

Mr. Speaker: Your Committee on Appropriations to whom was referred House Joint Resolution No. 4, introduced by Lovelace, to-wit:

"Whereas, It is the sense of the Thirteenth Legislative Assembly of the State of Montana and there is need for four typewriting machines for use in the House of Representatives, and need of one typewriting machine for use in the Senate," beg leave to report same back to the House with recommendation that it do not pass, owing to a special committee having been previously appointed to take action in this matter, and their report having been adopted by the House.

Report adopted.

Hustead from the Committee on Rules, Joint Rules and Order of Business, reported as follows:

Mr. Speaker:

We, your Committee on Joint Rules, beg leave to submit the following report:

After carefully considering the motion of Representative Higgins relative to the enrollment of bills on typewriters, we recommend that the motion be not adopted; and we further recommend that the Joint Rules, in use in the Twelfth Legislative Assembly, be adopted as the Joint Rules of the Thirteenth Legislative Assembly.

(Signed.)

DONLAN,
W. D. HUSTEAD,
H. M. STEWART,
H. A. GALLWEY,
H. N. BLAKE,
JOSEPH POPE.

On motion of Conner, the report was recommended to the same

Committee with instructions to segregate the report as regards Rules and as regards Enrollment of Bills.

Higgins moved as follows.

Mr. Speaker:

I move you that the Committee on Enrollment be instructed to have all bills enrolled on typewriters and that the Secretary of State be instructed to purchase such typewriting machines as may be necessary for this purpose.

Referred to Committee on Rules, Joint Rules and Order of Business.

SPECIAL ORDERS.

The hour of 11:00 a. m. having arrived, in accordance with the original motion of Blake, made on January 13th, the following resolution, in regard to the Reclamation Service and Carey Land Act, and made a special order for this hour, was taken up at this time.

RESOLUTION NO. 1.

Whereas, It is alleged that in the matter of certain Carey lands in Montana, released to the government, discrimination has been exercised in favor of land speculators and against actual settlers; and,

Whereas, Settlers under certain Government irrigation projects complain of gross mismanagement, extravagance and unreasonable delay in the work on said projects;

Now, Therefore Be It Resolved, That a Committee of three members of the House be appointed to act with a like Committee of the Senate to investigate said matters, to the end that the Legislative Assembly may be advised what relief, if any, can be given to said settlers;

And Be it Further Resolved, That said Joint Committee be and is hereby authorized to employ the necessary assistance in making said investigation and is authorized to subpoena witnesses and require the production of papers, books and records pertaining to said investigation, all of the evidence together with the findings of the committee to be reported to the Legislative Assembly.

(Signed.)

JEWEL.

Mr. Harbert, Chairman of the Polson Chamber of Commerce, was given unanimous consent to address the House for five minutes on this subject.

Cutts moved as follows:

January 21, 1913.

Mr. Speaker:

I move you as an amendment that this Committee prepare a report to be submitted to this assembly within 30 days from date.

Amendment adopted unanimously.

Higgins moved the previous question. Motion prevailed.

Upon roll call the resolution was adopted by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn,

Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Paulson, Prescott, Rhoades, Rowe, Sickler, Smith, Spoken, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—82.

Noes—None.

Absent and not voting—Cookingham, Ezekiels and Jewell—3.

The following communication was received:

Helena, Montana, January 21st, 1913.

To the Speaker and Members of the House,

Thirteenth Legislative Assembly:

Gentlemen:

There will be a meeting at the Assembly Room of the High School building on Wednesday, January 22nd, at 8 p. m., at which prominent citizens of Montana will discuss the question of consolidation of our educational institutions.

The members of your honorable body are respectfully urged to attend.

Very respectfully,

(Signed.)

W. R. ALLEN, President.

No objection being offered the Speaker referred back to the fourth order of business.

REPORTS OF STANDING COMMITTEES.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 47, a Bill for an Act entitled, "An Act to provide for the examination of adverse party," having had same under due consideration, beg leave to report and recommend that further consideration of same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary, reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 30, a Bill for an Act entitled, "An Act to amend Section 2 of Chapter 136 of the Session Laws of the Twelfth Assembly relating to the issuance of reduced or free transportation by common carriers and providing penalties for violation thereof," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 37, a Bill for an Act entitled, "An Act to regulate the employ-

ment of Legislative Counsel and Agents from attempting to influence members of the Legislature otherwise than by appearance before Committees thereof; to provide for Legislative dockets and the entering of the names of counsel and agents therein, and to provide for the return of Legislative expense of counsel, agents and employers, and prescribing penalties and fixing punishment for violations of the provisions of this Act," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 56, a Bill for an Act entitled, "An Act to amend Sections 7561, 7562, 7563, 7567, 7568 and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 75, a Bill for an Act entitled, "An Act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape and increasing the age of consent of Females, having had same under due consideration, beg leave to report and recommend that same do not pass.

Walker moved the adoption of the report.

Working moved the following amendment:

Mr. Speaker:

I move as a substitute of the motion to adopt the report of the Committee on Judiciary recommending that House Bill No. 75 be indefinitely postponed, that said House Bill No. 75 be re-referred to the Committee on Public Morals, Charities and Reforms.

Amendment carried.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 80, a Bill for an Act entitled, "An Act defining the duration of Liens of Mortgages upon real estate and the manner of the extension thereof," having had same under due consideration, beg leave to report that the word "preceding" in line 8 thereof, be changed to "after" and as thus amended recommend that same do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 81, a Bill for an Act entitled, "An Act to amend Section 6508 of

the Revised Codes of the State of Montana, relating to the method of changing the place of trial of civil actions and proceedings, and transferring the same to some other Court," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

MOTIONS AND RESOLUTIONS.

Crippen offered the following motion:

Mr. Speaker:

I move you that the Committee on Joint Rules for the Thirteenth Legislative Assembly be instructed not to provide for a Steering Committee and not to adopt Rule 23 of the Joint Rules of the Twelfth Legislative Assembly or any rule of a like nature.

Cutts moved that motion be laid on the table.

Motion to table lost by the following vote:

Ayes—Blair of Powell, Blake, Clay, Crull, Cutts, Doggett, Eliel, Ezekiels, Fishbaugh, Gleason, Gould, Graybeal, Holt, Huddleston, Hustead, Jahriess, Johnson, Kelly, Kiley, King, Largey, Lemmon, McMahon, McNally, Norton, O'Neill, Poulsson, Spoken, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—34.

Noes—Annin, Blair of Ravalli, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cramer, Crippen, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Fisher, Glenn, Henley, Higgins, Hough, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, Phillips, Pope, Prescott, Rhoades, Rowe, Sickler, Smith, Word and Working—49.

Absent and not voting—Cookingham and Harmon—2.

Eliel moved the following:

Mr. Speaker:

I move as a substitute for the resolution offered by the gentleman from Yellowstone:

That the members of the Committee on Joint Rules representing this House on said Committee be requested to use their best endeavor to secure an amendment of the Joint Rules by the repeal of the provision for a Steering Committee.

Day moved as a substitute that the two Resolutions be referred to the Committee on Rules, Joint Rules and Order of Business.

On motion of Durkan, substitute motion was laid on the table.

On motion of Carroll, the House took a recess at 12:15 p. m. until 2 p. m.

AFTERNOON SESSION.

House reassembled at 2 p. m.

Mr. Speaker in the chair.

Roll called and quorum found present.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Kirschwing, H. B. No. 100: A Bill for an Act entitled, "An Act to amend Sections 3454 and 3455 of the Revised Codes of Mon-

tana, relating to Bond Elections in Cities."

By Prescott, B. H. No. 101: A Bill for an Act entitled, "An Act to amend Sub-section 7 of Section 6825 of the Revised Codes of Montana, of 1907, relating to the exemption of earnings for personal service of judgment debtors who are heads of families."

By Mayfield, B. H. No. 102: A Bill for an Act entitled, "An Act relating to advertising for and letting of contracts by cities and towns."

By O'Neill, H. B. No. 103: A Bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana, of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly."

By Mayfield, H. B. No. 104: A Bill for an Act entitled, "An Act relating to the filing of undertakings to secure the payment of costs in actions commenced against cities and towns to recover damages for personal injuries."

By Lovelace, H. B. No. 105: A Bill for an Act entitled, "An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisement of all property in the State by said State Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this act into effect."

Referred to the Committee on Ways and Means.

By Carroll, H. B. No. 106: A Bill for an Act entitled, "An Act providing for the regulation and bonding of collection agencies and providing penalties for the violation thereof."

By Brower, H. B. No. 107: A Bill for an Act entitled, "An Act to provide for the safe investment of the Permanent School and other Educational Funds for the prompt collection of interest thereon, and to carry out the objects, and provisions of Sections 3 and 12 of Article XI. of the Constitution, entitled, 'Education.'"

By Brower, H. B. No. 108: A Bill for an Act entitled, "An Act providing that the amount of insurance written upon real estate property shall be taken conclusively to be the true value thereof."

By Eliel, H. B. No. 109: A Bill for an Act entitled, "An Act to provide for an regulate the manner and method of Taxing Mortgages."

By Crippen, H. B. No. 110: A Bill for an Act entitled, "An Act providing for the submission to the electors of the State of Montana, for their approval or rejection, an amendment to Section 6, of Article 13, of the Constitution of the State of Montana, relating to the indebtedness of cities."

By MacRae, H. B. No. 111: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 9 of Article XIX. of the Constitution of the State of Montana, relating to Amendments."

By Day, H. B. No. 112: A Bill for an Act entitled, "An Act authorizing the Bureau of Child and Animal Protection to contract with Corporate Societies for placing homeless children in good family

homes, providing compensation for the same, and to repeal Chapter 133 Session Laws of 1911."

By Day, H. B. No. 113: A Bill for an Act entitled, "An Act providing for the appointment of a Commission to participate in the celebration of the Fiftieth Anniversary of the Battle of Gettysburg, and appropriating the sum of two thousand dollars to defray the expense thereof."

By MacRae, H. B. No. 114: A Bill for an Act entitled, "An Act to amend Section 965 of the Revised Codes of Montana of 1907, relating to compulsory attendance in the public schools."

By Crippen, H. B. No. 115: A Bill for an Act entitled, "An Act to amend Section 292 of the Revised Codes of Montana, 1907, relating to salaries of judges of the District Court."

READING OF HOUSE BILLS.

H. B. No. 100, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 101, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 102, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 103, read first and second times by title only and referred to Committee on Appropriations.

H. B. No. 104, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 105, read first and second times at length and referred to Committee on Ways and Means.

H. B. No. 106, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 107, read first and second times by title only and referred to Committee on Education.

H. B. No. 108, read first and second times by title only and referred to Committee on Insurance.

H. B. No. 109, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 110, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 111, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 112, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms.

H. B. No. 113, read first and second times at length, and referred to Committee on Appropriations.

H. B. No. 114, read first and second times at length and referred to Committee on Education.

H. B. No. 115, read first and second times by title only and referred to Committee on Townships and Counties.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber, Helena, Montana, January, 20, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the following bill was today taken from the file, read first and second times and referred:

Senate Bill No. 50, by Stevens: A Bill for an Act entitled, "An Act relating to Grain Elevators, Grain Warehouses and Grain Inspection in the State of Montana and elsewhere." Referred to Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber, Helena, Montana, January, 20, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the following bills were today introduced, read first and second times and referred:

Senate Bill No. 51, by O'Shea: A Bill for an Act entitled, "An Act to provide for the semi-annual payment of property taxes at the option of each taxpayer, and to provide and fix penalties for the non-payment of taxes." Referred to Committee on Judiciary.

Senate Bill No. 52, by Larson: A Bill for an Act entitled, "An Act to establish a Game Preserve in the Rocky Mountains, for the protection of Game Animals and Birds, and providing a penalty for killing, hunting, or pursuing any such animals or birds in such preserve." Referred to Committee on Fish and Game.

Senate Bill No. 53, by Larson: An Act to amend Section 2773 of the Revised Codes of Montana of 1907, as amended by an Act of the Twelfth Legislative Assembly entitled, "An Act to amend Sections 2773 of the Revised Codes of the State of Montana of 1907 relating to licenses." Referred to Committee on Judiciary.

Senate Bill No. 54, by Stout: A Bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1642, 1643, 1644, 1647, 1648, 1649, 1650, 1651, 1652, 1655, 1656, 1657, 1659, 8444 of the Revised Codes of 1907 and to amend Section 1641 of said Codes as the same was amended by Chapter 10 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, and to repeal Sections 1658 and 8468 of said Codes, all relating to the inspection and operation of steam boilers within the State of Montana, and including the examining and licensing of engineers therefor." Referred to committee on Judiciary.

Senate Bill No. 55, by Duncan: An Act entitled, "An act to amend Section 35 of Chapter 113 of the Session Laws of 1911 of the State of Montana, relating to the registration of electors and providing that electors otherwise qualified shall not be required to register in order to vote at school elections in school districts of the Third class." Referred to Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber, Helena, Montana, January 20, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the following bill was today introduced by unanimous consent, without previous notice:

Senate Bill No. 56, by Dearborn: A Bill for an Act entitled, "An Act to authorize the attendant of the Supreme Court to exercise the functions and perform the duties of the Clerk of the Supreme Court, whenever said clerk is incapacitated or absent." Referred to Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

We, your Committee on Printing to whom was referred the Governor's Message, and detailed estimate expenses for 1914 and 1915, also House Bills Nos. 35 and 36, beg leave to report same back to the House as being correctly printed.

Report adopted.

On motion of Day, the House adjourned at 2:50 p. m. until 10:30 a. m. tomorrow.

A. D. McDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Seventeenth Day.

Wednesday, January 22, 1913.

House met pursuant to adjournment at 10:30 a. m.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Sixteenth day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received:

To the Lewis and Clark Members of the Thirteenth Legislative Assembly of the State of Montana:

Honorable Sirs:

At a recent meeting of the Women's club of Helena, it was voted to offer a hearty endorsement of House Bill No. 75, the proposed measure raising the age of protection from 16 to 18 years, and to urge your unanimous support of the proposed amendment.

Very respectfully yours,

(Signed.)

MRS. F. J. LANGE, President.

Helena, January 21, 1913.

Referred to Committee on Public Morals, Charities and Reforms.
The House of Representatives, Helena Montana, January 20, 1913.

Gentlemen:

The Board of Trustees of the Young Women's Christian Association (Ind.) do most earnestly endorse House Bill No. 75, to raise the age of protection for girls and do pray it may pass.

(Signed.) MARY K. WILSON, President.

Referred to Committee on Public Morals, Charities and Reforms.

Montana W. C. T. U., Helena, Montana, January 20, 1913.

To the Honorable Members of the House of Representatives of the Thirteenth Legislative Assembly:

Gentlemen:

In behalf of the members of the Woman's Christian Temperance Union, consisting of mothers in all parts of Montana, I ask your favorable consideration of H. B. No. 75, which provides for raising the age of protection for girls from 16 to 18. We believe that a girl should be protected in her virtue to the same age that the law protects her in her property rights.

Respectfully,

(Signed.) MARY L. ALDERSON,

Legislation Superintendent Montana Woman's Christian Temperance Union.

Referred to Committee on Public Morals, Charities and Reforms.

To the Honorable Legislative Assembly
of the State of Montana:

We, the undersigned, residents of the State of Montana, hereby respectfully protest against the passing of any Herd Law at the present session of the Legislature and respectfully represent that we believe the best interests of the community at large are served by the present laws as now in force:

Jan. 17, 1913.

Dated at

Andrew Thisted	Great Falls
L. I. Anderson	Raynsford
Fred A. Thisted	Orr, Montana
Robert Johnson	Spion Kop
Great Falls Meat Co.	Great Falls
H. B. Brown	Great Falls
Wheeler Coy	Geyser, Montana
Central Meat Market, per F. P. Auerbach...	Great Falls
James Keith	Raynsford
P. J. O'Hara	Geyser
Hans Mae	Spion Kop
Marin Nelson	Great Falls
William Albright	Albright, Montana
Charles Wegner	Great Falls
Peter McFee	Raynsford
Sack Brothers	Geyser
Oscar Swanson	Geyser
James M. Chilson	Vaughn
R. C. Berkards	Great Falls

C. R. Trulinger Cascade
 F. J. Wheis Cascade
 J. W. Sherwood Great Falls
 Referred to Committee on Live Stock and Public Ranges.

NOTICES OF BILLS.

The following notices were given:

By Largey: A Bill to provide for the payment to the owner of a part of all fines imposed for cruelty to animals of another, and for the payment to the owner of a part of all fines imposed for malicious mischief committed upon the property of another.

By Tighe: A Bill to amend Sections 6837 and 6839 of the Revised Codes of Montana, 1907, relating to the redemption of real estate sold on execution.

By Phillips: A Bill for the extirpation and to prevent the dissemination of certain noxious weeds in the State of Montana.

REPORTS OF STANDING COMMITTEES.

Prescott from the Committee on House Employees reported as follows:

Mr. Speaker:

Your Committee on House Employees beg leave to report and recommended that the following names be added to the list of employees:

Fred H. Luddy—Clerk on Committees of Banks and Banking and Internal Improvements.

Maude H. Mosher—Committee Clerk.

Minnie Reiss—Clerk on Enrolling.

Report adopted.

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs to whom was referred House Bill No. 60 return same with recommendation that it be referred to the Committee on State Boards and Officers

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 90—introduced by McNally, being a bill for an Act entitled, "An Act to establish a system of examination for Master and Journeymen Plumbers; fixing the fees to be charged for licenses, and disposition of the fund thus created; and providing penalties for the violation of the provisions of this Act," beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 7, introduced by Norton, being a bill for an Act entitled, "An Act relating to the coercing or compelling persons not to join labor organizations or to cease membership in labor organizations,

and providing for a penalty for the violation of this Act," beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 11, introduced by Carnal, being a bill for an Act entitled, "An Act to provide for a Farm Laborers' Lien," beg leave to report the same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your committee on Labor, having had under consideration House Bill No. 31, being a Bill for an Act to regulate the hours of female employment, and House Bill No. 89, being a Bill for an Act to fix the minimum wage of females employed in certain occupations, beg leave to report that final action on these bills has been deferred until January 29, to afford an opportunity to those interested in these measures to appear before the Committee for final hearing.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor having had under consideration House Bill No. 72, introduced by Kelly, known as the Full Crew Bill, beg leave to report progress and to notify all those interested in this measure that the Committee will give it a final consideration Thursday, January 23.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

We, your Committee on Printing, to whom were referred House Bills Nos. 5, 8, 9, 10, 13, 21, 29, 48 and 51, and also House Joint Memorial No. 2, beg leave to report same back to the House as being correctly printed.

Report adopted.

INTRODUCTION OF BILLS.

No objection being offered, Phillips was granted permission to introduce a bill without previous notice having been given.

The following bills were introduced and placed on file:

By Working, H. B. No. 116: A Bill for an Act entitled, "An Act providing for the redemption of real estate sold for taxes and the amount necessary to be paid to effect such redemption."

By Brower, H. B. No. 117: A Bill for an Act entitled, "An Act providing for registration of names for farms and ranches within this State and providing for the payment of fees therefor."

By Word, H. B. No. 118: A Bill for an Act entitled, "An Act to Define and Regulate Public Utilities."

By Meadors, H. B. No. 119: A Bill for an Act entitled, "An Act to compensate owners of tuberculous cattle, glandered horses and horses afflicted with dourine, when said livestock are killed according to law, and making appropriations therefor."

By Crippen, H. B. No. 120: A Bill for an Act entitled, "An Act authorizing Park Commissioners of cities of the First class to purchase land for park purposes."

By Cramer, H. B. No. 121: A Bill for an Act making it unlawful to allow vicious dogs to run at large without being muzzled, and prescribing penalties therefor.

By Jewell, H. B. No. 122: A Bill for an Act entitled, "An Act to amend Section 3708 (288) relating to the sale of the dower right of a widow under execution, and repealing all acts or portions of acts in conflict herewith."

By Stewart, H. B. No. 123: A Bill for an Act entitled, "An Act to amend Section 38 of Chapter 146 of the Laws of Montana of 1909 relating to the limitations on debt incurring power and extending the powers of Commissioners of Irrigation Districts."

By Stewart, H. B. No. 124: A Bill for an Act entitled, "An Act establishing a State Board of Examination and Registration for Nurses, providing for the examination and registration of persons who engage in the profession of nursing the sick, fixing the requirements for registration by the State Board, and providing penalties for the violation of this Act."

By Crippen, H. B. No. 125: A Bill for an Act entitled, "An Act to amend Section 7891 of the Revised Codes of Montana of 1907, relating to Witnesses, as amended by Chapter 66, Session Laws of 1909."

By MacRae, H. B. 126: A Bill for an Act entitled, "An Act to make it unlawful to permit Noxious Weeds to grow upon Banks of Ditches or Canals, and Prescribing Punishments for a violation of this Act."

By MacRae, H. B. No. 127: A Bill for an Act requiring Railroads operating in the State of Montana to keep their right of way free from Noxious Weeds."

By Sullivan, H. B. No. 128: A Bill for an Act entitled, "An Act limiting the number of licenses which may be issued for the sale of intoxicating liquors and regulating the issuance of licenses, and providing for the revocation of license upon conviction of a penal offense; amending Section 3 of Chapter 92 of the Laws of the Twelfth Legislative Assembly relating to the issuance of licenses, and adding a Section to said Chapter 92 to be known as Section 3a, providing for a renewal of licenses."

By Committee on Education, H. B. No. 129: A Bill for an Act entitled, "An Act to provide for the establishment and maintenance of a general uniform and thorough system of public free schools; providing who shall be students therein, and prescribing the rights, duties, and obligations of students, and rules for their control and government; to provide for the organization of, and to prescribe the powers

and duties of the State Board of Education; to provide for the election and selection of a State Superintendent of Public Instruction, county superintendents, and city superintendents of schools, and to prescribe their powers and duties; to provide for the creation of school districts, and for the election, terms and duties of school officers therein; to provide for the appointment and selection of teachers and prescribe their powers and duties; to provide for teachers' examinations and the granting of certificates to teach in the public schools; to provide for county institutes and summer schools for teachers; to provide for school libraries and a uniform system of text books for the public schools; to provide a system of taxation and revenue for the support for the organization and maintenance of county and district high schools; to provide a system of taxation and revenue for the support and maintenance of all public schools and prescribing the several purposes for which and the manner in which the same shall be expended; to provide penalties for the violation of school laws, and to codify all laws with reference to public schools in the State of Montana, and to repeal Sections 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044 and 3195 of the Revised Codes of the State of Montana, and Chapters 11, 22, 27, 28, 31, 32, 73, 98 of the Laws of 1909; and Chapter 16, 24, 40, 41, 42, 71, 82, 102, and 131 of the Laws of 1911."

By Pope, H. B. No. 130: A Bill for an Act entitled, "An Act to regulate Marriages and the Issuance of Marriage Licenses, Prohibiting Marriages in certain cases, providing penalties for the violation of the Provisions of this Act, and repealing all Acts or parts of Acts in conflict herewith."

By Pope, H. B. No. 131: A Bill for an Act entitled, "An Act for Boys' and Girls' Institutes."

By Kemmis, H. B. No. 132: A Bill for an Act entitled, "An Act Appropriating money for Women's Institutes."

MOTIONS AND RESOLUTIONS.

Kirschwing moved that the various motions pertaining to Joint Rules, tabled yesterday on motion of Durkan, be at this time taken from the table.

Motion prevailed.

Kirschwing moved that the consideration of these various motions pertaining to Joint Rules tabled yesterday, be made a Special Order for 11:00 a. m. tomorrow, January 23, 1913.

READING OF HOUSE BILLS.

H. B. No. 116, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 117, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 118, read first and second times by title only and referred to Committee on Public Utilities and State Commissions.

H. B. No. 119, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 120, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 121, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 122, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 123, read first and second times by title only and referred to Committee on Irrigation.

H. B. No. 124, read first and second times by title only and referred to Committee on Sanitary Affairs.

H. B. No. 125, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 126, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 127, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 128, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 129, read first and second times by title only and referred to Committee on Education.

H. B. No. 130, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms.

H. B. No. 131, read first and second times at length and referred to Committee on Agriculture.

H. B. No. 132, read first and second times at length and referred to Committee on Appropriations.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 1, being a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana, referring to rights of suffrage and qualifications to hold office," having been read three several times, was today passed by the Senate, and is transmitted herewith for concurrence.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 22, being an Act entitled, "An Act to establish a State Grain Laboratory at the Montana Agricultural Experiment Station, and to define the aim and scope of the work to be proposed and providing for the administration and to make appropriations for the establishment and maintenance thereof," which had heretofore been referred to the Committee on Education was today withdrawn from said committee, and referred to the Committee on Manufactures.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 54 was today read first and second times and referred to the Committee on Finance and Claims.

Also

That H. B. No. 55 was read first and second times and referred to the Committee on Finance and Claims.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Libraries, to whom was referred House Joint Resolution No. 3, today reported, recommending that the same do pass, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 20, being a bill for an Act entitled, "An Act to provide for a

maximum rate of interest on loans of money, providing a penalty for violation thereof, and to amend Section 5212, Revised Codes, 1907," today reported the same, recommending that the bill do pass, as amended, by striking out the word and figures "ten, (10%) and inserting in lieu thereof the word and figures "twelve (12%)," in line 6 of Sections 1, and that the report was adopted, and the bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 25, being a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to the State Constitution, amending Section 17, Article V., relating to impeachment of the Governor and other State and Judicial officials, except Justices of the Peace, and providing an additional method for the trial and removal of District Judges and Justices of the Supreme Court," today reported the same, recommending that the bill do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 35, being a bill for an Act entitled, "An Act to amend Sections 5758, 5759, 5760, 5763 of the Revised Codes of Montana, relative to chattel mortgages," today reported the same, recommending that the bill do pass.

Report adopted and bill referred to Printing Committee.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 55, being a bill for an Act entitled, "An Act to amend Section 35, Chapter 113 of the Session Laws of 1911, of the State of Montana, relating to the registration of Electors, and providing that Electors otherwise qualified shall not be required to register in order to vote at school elections in school districts of the third class," today reported the same, recommending that the bill do pass.

Report adopted, bill referred to Printing Committee.

Also

That the Committee on Judiciary to whom was referred S. B. No. 56, being a bill for an Act entitled, "An Act to authorize the attendant of the Supreme Court to exercise the functions and perform the duties of the Clerk of the Supreme Court, whenever said Clerk is incapacitated or absent," today reported the same, recommending that the same do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Memorial No. 1 protesting against the location of Rocky

Boys' band of Indians on the Fort Assinniboine Military Reservation was today re-referred to the Committee on Federal Relations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following resolution was today passed by the Senate:

Senate Resolution No. 3, by Donlan. A resolution requiring the State Board of Railroad Commissioners to report to the Senate of the State of Montana in a concise form its acts and proceedings during the last six months.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Mileage and per diem today reported the mileage of Senator Burla of Big Horn county from Hardin to Helena and return, 594 miles, \$59.40.

The report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President Pro Tem. of the Senate, the Honorable C. S. Muffly, was today authorized, empowered and instructed to take possession of any unoccupied, suitable rooms in the Capitol, and a sufficient number thereof, for the use of the Committees of the Senate, and also any chairs, tables or other suitable furniture not now in use in the Capitol, and place same in such rooms to be used by the said committees.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senator Burla was today granted an indefinite leave of absence, and that a vote of sympathy was extended to him on account of his present illness.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 1, being a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana, of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana, relating to rights of suffrage and qualifications to hold office," was today favorably reported from the Committee of the Whole; that the report was adopted and said bill referred to Calendar for third reading.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 31, being a bill for an Act entitled, "An Act to amend Section 6121 of the Revised Codes of Montana, relating to injunctions, which had previously been referred to the Committee on Stock Growing and Grazing, was today withdrawn from said committee and referred to the Judiciary Committee.

Also

That S. B. No. 12, being a bill for an Act entitled, "An Act creating the State Industrial Accident Commission and providing an Industrial Accident Fund, making an appropriation for such fund, and providing for the administration of the terms of this Act, providing for the collection and disbursement of funds for the benefit, compensation and care of workmen, prescribing the duties of employers, and workmen, subject to this Act, and providing penalties for a violation of the terms of this Act, and abolishing in certain places the defenses of assumption of risk, contributory negligence, and the negligence of a fellow servant in actions for personal injury and death, and providing for an inspection of industrial plants," which had been previously referred to the Committee on Finance and Claims, was today withdrawn from said committee and referred to the Committee on Labor and Capital.

Also

That S. B. No. 34, being a bill for an Act entitled, "An Act providing for the payment of compensation to certain employees for accidental injuries suffered in the course of their employment and defining the rights, remedies and liabilities of certain employers and employees engaged in extra hazardous occupations," and which had been previously referred to the Committee on Corporations other than Municipal, was today withdrawn from said committee and referred to the Committee on Labor and Capital.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

S. B. No. 57, by Whiteside: A Bill for an Act entitled, "An Act to provide that persons convicted of certain offenses may be given the benefits of a suspended sentence, and providing for the supervision and care of such persons."

Committee on Judiciary.

S. B. No. 58, by Whiteside: A bill for an Act entitled, "An Act to create the State Board of Entomology; to define its powers and duties and appropriate money therefor."

Committee on Finance and Claims.

S. B. No. 59, by MacKenzie: A bill for an Act entitled, "An Act relating to special improvements in cities and towns and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383,

3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana of 1907; and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, "An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years," approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, "An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and City or Town Clerk of such city or town, approved March 2, 1911."

Committee on Judiciary.

S. B. No. 60, by Grande: A bill for an Act entitled, "An Act to amend Section 3003 of the Revised Codes of Montana of 1907, relating to the safe keeping and depositing of all public funds by the County Treasurer and providing a bond from banks."

Committee on Judiciary.

S. B. No. 61, by Stevens: A bill for an Act entitled, "An Act providing for a summary method for procuring the right to erect a grain warehouse or grain elevator on railroad rights of way."

Committee on Railroad and Transportation.

S. B. No. 62, by Stevens: A Bill for an Act entitled, "An Act relating to the erection of platforms by railroads."

Committee on Railroads and Transportation.

S. B. No. 64, by Boardman: A bill for an Act to provide for the issue and sale by the State Board of Examiners of Bonds for the purpose of building and furnishing a residence for the use of the Governor of the State of Montana, and to provide for the building and furnishing of the same under the authority and direction of the State Board of Examiners.

To Committee on Public Buildings.

S. B. No. 65, by Boardman: A bill for an Act entitled, "An Act to amend Section 149 of Chapter III., title I, part III. of the Revised Codes of 1907, of the State of Montana, relating to the salary of the Governor of the State of Montana,"

Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced by unanimous consent, without previous notice:

S. B. No. 63, by Groff. A bill for an Act entitled, "An Act to regulate the manufacture and sale of dairy products and imitation dairy products in the State of Montana; defining dairy products and imitation dairy products; providing for a Dairy Commissioner in the Montana State Agricultural College; appropriating moneys therefor, and defining his duties, and providing penalties for the violations of the provisions of this Act."

To Committee on Dairies and Dairying.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that notice of introduction of bills was today given as follows:

By Duncan: A bill for an Act entitled, "An Act to amend Section 3180 of the Revised Codes of Montana, relating to trial jurors.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 20th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee on Public Buildings to whom was referred S. B. No. 30,

being a bill to amend Section 270 of the Revised 1907 Codes of the State of Montana, relating to the storage and keeping of the records of the Grand Army of the Republic, today reported same back with the recommendation that it do pass.

The report was adopted.

Also

That the Committee on Corporations other than Municipal, to whom was referred S. B. No. 2 today reported the same back with the recommendation that it do pass.

The report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee of the Whole which had under consideration business on the general file, today reported, recommending that S. B. No. 14, being a bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgement may be taken," do appss.

Also

That S. B. No. 18, being a bill entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for infraction of the provisions thereof," do pass.

Also

That S. B. No. 19, being a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for the infraction of the provisions thereof," do pass, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 21st, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that S. B. No. 50, being a bill for an Act entitled, "An Act relating to grain elevators, grain warehouses and grain inspection in the State of Montana, and elsewhere," was today withdrawn from the Committee on Judiciary and referred to the Committee on Railroads and Transpotration.

Very respectfully,

G. G. WATT, Secretary.

No objection being offered, Mr. Speaker reverted back to the Fifth Order of Business.

INTRODUCTION OF BILLS.

The following Senate Bill was introduced and placed on file.

S. B. No. 1, introduced by Stout. A bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana relating to the rights of suffrage and qualifications to hold office."

READING OF SENATE BILLS.

S. B. No. 1, read first and second times at length and referred to Committee on Privileges and Elections.

No objection being offered, Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds, to whom was referred H. B. No. 20, a bill for an Act entitled, "An Act to authorize and empower the State of Montana, the University of Montana, the State Normal College, the State Orphans Home, the State School for the Deaf and Blind, the State School of Mines, the State Reform School, the Soldiers' Home, the Montana State Tuberculosis Sanitarium, the State Asylum for the Insane, the State Penitentiary and any and all institutions now created or established or which may hereafter be created or established supported in whole or in part by the State of Montana for any purpose, to receive and take property, real or personal by donation, gift, grant, devise or bequest, for the use and benefit of the State of Montana, or of such institutions; and to authorize and permit gifts, donations, grants, bequests, devises and testamentary disposition of property to be made to the State of Montana, and to any of said institutions," having had same under due consideration beg leave to report and recommend that same do pass.

On motion of Connor, report was adopted.

On motion of Morton the House took a recess at 11:50 A. M. until 2 P. M.

AFTERNOON SESSION.

House re-assembled at 2 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Norton in the chair.

House resumed.

Mr. Speaker in the chair.

Norton from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred House Joint

Resolution No. 2, a joint resolution ratifying an amendment to the Constitution providing that Senators shall be elected by the people of the several states, beg leave to report as follows:

Having had same under consideration report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 5, a bill for an Act entitled, "An Act making an appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 8, a bill for an Act to amend Section 4659 of the Revised Codes of Montana relating to acknowledgements, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 9, a bill for an Act to amend Section 4664 of the Revised Codes of Montana, relating to form of acknowledgements by corporations, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 10, a bill for an Act to amend Section 4681 of the Revised Codes of Montana, relating to the validity of instruments affecting real property now recorded, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 13, a bill for an Act to provide for an additional Judge of the Fourth Judicial District of the State of Montana so that there will hereafter be three judges in said district, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 21, a bill for an Act entitled, "An Act amending Section 2883 of the Revised Codes of 1907 relating to vacancies in county offices, how filled and the length of time an appointee shall hold office," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 29, a bill for an Act entitled, "An Act authorizing and directing all Clerks of the District Courts in the State of Montana to charge and collect the sum of Three (\$3.00) Dollars for each marriage license issued by such clerk to be in full for all services rendered by such clerk for issuing said license, indexing and recording the same," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 51, a Bill for an Act entitled, "An Act to encourage the breeding and dissemination of

better farm animals in the State of Montana," report same back to the House with the recommendation that same do pass as amended by the Committee on Agriculture.

Norton moved the adoption of the report of the Committee of the Whole.

Conner moved as an amendment that the report of the Committee of the Whole be adopted with the exception of H. B. No. 51, which said bill shall be re-referred to General Orders.

Amendment carried.

Report adopted as amended, and H. B. No. 51 placed on General Orders.

On motion of Day the House took a recess at 3:25 P. M. until 3:40 P. M.

HOUSE RESUMED.

Mr. Speaker in the chair.

Mr. Speaker at this time appointed the following committee, consisting of Jewell, Brower and Spogen, in accordance with the Jewell resolution regarding the Reclamation Service and the Carey Land Act.

Mr. Speaker announced that by special request he had added Representatives Day and Camp to the Committee on Public Utilities.

Graybeal was excused for the balance of the week, owing to urgent business matters.

Mr. Speaker at this time announced that he was about to sign Senate Joint Resolution No. 1, a resolution providing for the investigation of railroad freight rates on wheat, fruit and farm products for shipment to eastern markets, and signed same in the presence of the House.

Jewell from the Committee on Engrossing reported as follows:

Mr. Speaker:

We, your Committee on Engrossing, to whom was referred House Joint Resolution No. 1, beg leave to report same back as correctly engrossed.

Report adopted.

Lemmon, from the Committee on Privileges and Elections, reported as follows:

Mr. Speaker:

Your Committee on Privileges and Elections to whom was referred S. B. No. 1, being a bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana relating to rights of suffrage and qualifications to hold office," having had same under consideration, report the same back to the House with the recommendation that it be concurred in.

On motion of Day, the report was adopted and the consideration of S. B. No. 1 was made a special order of business for 2 o'clock tomorrow afternoon, January 23rd.

No objection being offered, Mr. Speaker reverted back to the Second Order of Business.

NOTICES OF BILLS.

The following notices were given:

By McClung: A bill to amend Section 4867, Revised Codes of Montana of 1907 relating to water rights.

By Kirschwing: An Act to repeal Sections 3, 4, 5 and 6 of Chapter 136, entitled, "An Act regarding the organization, management, control and discipline of the Police Department of cities and towns," passed at the tenth session of the Legislative Assembly and approved March 7, 1907.

By Lovelace: An Act defining certain classes of contracts of indemnity between persons, firms or corporations, prescribing regulations therefor and fixing license fee.

By Walker: An Act to amend Section 1639, 1640, 1641, 1642, 1648, 1649, 1655, 1657 and 8444 of the Revised Codes of the State of Montana of 1907, relating to the inspection of boilers, and the licenses of engineers who operate any steam boiler, steam engine, electric air compressor, electric hoisting engine, electric or air drifting pumps, or air hoisting engines, and providing penalties for the violation thereof.

By Cookingham: A bill entitled, "An Act providing for the recording and registering farm names.

On motion of Crull the House adjourned at 3:50 P. M. to meet tomorrow at 10:30 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Eighteenth Day.

Thursday, January 23rd, 1913.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the seventeenth day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received:

R. R. BROTHERHOOD JOINT LEGISLATIVE BOARD
OF MONTANA.

Helena, Montana, January 22nd, 1913.

To Honorable Members Senate and House of Representatives, Thirtieth Legislative Assembly, State of Montana.

Gentlemen:

The members of railway crafts affiliated with the Railroad

Brotherhood Joint Legislative Board wish to convey to you, through officers of the above board, their position as to the proposed Workmen's Compensation Laws, now pending, or which may hereafter be introduced.

First: The railway employees of Montana are perfectly satisfied with the present liability law, known as H. B. No. 95, passed at the Twelfth Legislative Assembly; page 47, Chapter 29, Laws of Montana, Twelfth Session, 1911.

Second: They are not asking for any change; therefore there should not be any forced upon them.

Third: We are perfectly willing the laboring men in Montana who favor compensation law shall have one, and not wish to oppose such laws in any manner. We do ask that we be entirely eliminated from it; and the Railroad Employees' Liability Law, as defined above, be preserved in its entirety. The passing of this law was the result of years of work, personal and financial sacrifice by members of our organizations. It is now established, the greater per cent of cases, as a matter of fact, most all cases of liability are now satisfactorily settled out of court; hence, our great desire to maintain it in its present form.

Respectfully yours,
JAMES O'RILEY, B. of L. E. Divisions.

Forsyth	195
Missoula	262
Havre	392
Great Falls	504
Three Forks	744
Livingston	232
Butte	274
Whitefish	499
Deer Lodge	669
Miles City	761

O. G. WILLETT, B. of R. T. Divisions.

Alberton	834
Billings	777
Forsyth	328
Havre	213
Miles City	811
Three Forks	814
Anaconda	614
Butte	580
Great Falls	405
Livingston	295
Missoula	670
Whitefish	597

J. T. HANRAHAN, O. R. C. Divisions.

Glendive	191
Livingston	174
Great Falls	356
Miles City	528

Alberton	569
Havre	272
Missoula	243
Whitefish	414
Three Forks	529
Billings	589

J. E. TRUBEY, R. L. R. & E. Divisions.

Anaconda	500
Deer Lodge	786
Glasgow	629
Havre	93
Livingston	194
Missoula	194
Butte	264
Forsyth	128
Great Falls	456
Lima	495
Miles City	759
Three Forks	770
Whitefish	482

Referred to Committee on Labor.

RESOLUTION.

To the Members of the House of Representatives,
Thirteenth Legislative Session,
Helena, Montana.

At a regular meeting of the International Bridge and Structural Iron Workers' Union, held Monday, January 20, 1913, a resolution was presented and adopted, to-wit:

WHEREAS, The Hon. Dennis Murphy has introduced a Workman's Compensation Act, known as H. B. No. 1, and,

WHEREAS, This local and its entire membership being familiar with the bill as presented and believe said bill to meet the needs of the workers of this state, and,

WHEREAS, We believe such an act is vital to the present and future welfare of the workers,

THEREFORE, BE IT RESOLVED, That we request the members of the present session of the State Legislature, both Senate and House, to act favorably upon said bill and request their support and passage of said measure.

Respectfully submitted,

INT'N'L BRIDGE & STRUCTURAL IRON WORKERS UNION, 107.

(Signed)

By H. H. SMITH, President.

Attest:

(Signed) JOHN MATHISON, Secretary.

BUCKLY PRESTON,
OLIVER JAMES MURPHY,
OLE ELLIS,

Resolution Committee.

Referred to Committee on Labor.

Missoula, Montana, January 22, 1913.

To the Members of the Thirteenth Legislature
of the State of Montana,
Helena, Montana.

Honorable Gentlemen:

I trust that everything possible will be done to pass the bill before the House changing the age of consent from sixteen to eighteen. I believe that this will be a big step toward protecting the womanhood of this state.

Very sincerely,

(Signed) MRS. A. BUTZIRIN,
Chairman of Fifth Precinct.

Referred to Committee on Public Morals, Charities and Reforms.

Missoula, Montana, January 22nd, 1913.

To the State Legislature of Montana, to the Honorable, the Senate and House of Representatives of the State of Montana in Legislature Assembled:

We, the members of the "West Side Club" of the city of Missoula do petition this legislature thus assembled, to raise the consent of a girl from 16 to 18 years of age.

Respectfully submitted,

(Signed.) MRS. J. W. REELY,
President West Side Club.

Referred to Committee on Public Morals, Charities and Reforms.

Missoula, Montana, January 22, 1913.

To the Members of the Legislative Assembly,
Helena, Montana.

Gentlemen:

In behalf of the Daly Addn. Mothers Club, we ask the legislators to favorably consider the bill presented by Mr. J. B. Henley to raise the age of consent from sixteen to eighteen years.

Very respectfully,

(Signed) MRS. EARL NOWLIN,
Secretary.

Referred to Committee on Public Morals, Charities and Reforms.
January 22, 1913.

To the Legislators of Montana:

As one of the committee that waited on Mr. Henley, to present the "Bill of Consent," being changed from sixteen to eighteen, I beg and pray you give it due consideration. We consider it a very vital question.

(Signed) MRS. W. N. DICKINSON,
Missoula, Montana.

Referred to Committee on Public Morals, Charities and Reforms.
Missoula, Montana, January 22, 1913.

To the Legislative Assembly,
Helena, Montana.

Dear Sirs:

This is to ask that the age of consent be raised from sixteen to eighteen years of age in this state. Property rights protect a girl

until she is of age, but her most priceless gift—her virtue—is only protected until she is sixteen.

Respectfully,

(Signed) MRS. J. A. MILES,

Chairman Civic Section of the Woman's Club of Missoula.

Referred to Committee on Public Morals, Charities and Reforms.

NOTICES OF BILLS.

The following notices were given:

By Lovelace: A bill for an Act to amend Section 4363, Revised Statutes of Montana of 1907, relating to railway commission; and providing that the members thereof shall be appointed instead of elected.

By Davis: An Act providing for the creation of districts within which a herd law may be made operative.

By Day: An Act to enable the State of Montana to purchase 400 maps of the State of Montana for state and school purposes.

By Day: An Act to provide for the establishment of a Board of Architectural Examiners, and providing certain requirements and qualifications for the practice of architects in the State of Montana.

By Rowe: An Act to amend Section 1906 of the Revised Codes of Montana of 1907, relative to bounty inspectors.

By Poulsson: An Act to amend Section 1413, Revised Codes of 1907, relating to motor vehicles.

By Blake: An Act to amend Section 3 of Chapter 45, Laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly.

By O'Neill: An Act to amend Sections 64, 70, 71, 87, 88 and 104 of Chapter 147, Session Laws of 1909, providing for the management and control of the lands now owned by or hereafter to be acquired by the State of Montana, including the sale and rental thereof, and the management, protection and disposition of the timber growing thereon, and the coal, oil and minerals therein; providing for the management and control of the funds realized from the sale and rental of state lands and the products thereof; naming and providing for certain officers subordinate to the State Board of Land Commissioners, and prescribing their duties and compensation; providing for the acquisition of water rights for use upon state lands; and defining and providing for the punishment of certain offenses for violating the provisions of this Act.

By Carroll: An Act relating to the date of expiration of hunting and fishing licenses.

By Norton: An Act to amend Section 1728 of the Revised Codes of 1907, with reference to the protection of street railway employees.

By Carnal: An Act prohibiting the use of dining cars for sleeping purposes and prescribing the penalties.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Mains: H. B. No. 133. A bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907,, relating to legal fences."

By Cutts: H. B. No. 134. A bill for a code entitled, "A Code creating an Industrial Insurance Commission; making an appropriation for its administration; providing for the collection and disbursement of funds for the benefit, compensation and care of injured workmen in hazardous employments and the compensation to their dependent and beneficiaries where such injuries result in death; prescribing the duties of employers and workmen subject to this code, and providing penalties for the non-observance of regulations for the prevention of such injuries and for violations of its provisions; asserting and exercising the police and sovereign power of the state in such cases, and except in certain specified cases depriving the courts of jurisdiction of such controversies and abolishing the defenses of assumption of risk, contributory negligence and the negligence of a fellow servant in actions for personal injuries and death; and repealing all Acts in conflict with this code."

By Kirschwing: A bill for an Act entitled, "An Act to repeal Sections 3, 4, 5 and 6 of Chapter 136, entitled, 'An Act regarding the organization, management, control and discipline of the police department of cities and towns, passed at Tenth Session of the Legislative Assembly and approved March 7, 1907.'"

By Tighe: H. B. No. 136. A bill for an Act entitled, "An Act to amend Sections 6837 and 6839 of the Revised Codes of Montana of 1907, relating to the redemption of real estate sold on execution."

By Fishbaugh: H. B. No. 137. A bill for an Act entitled, "An Act providing a lien upon agricultural lands and the products thereof, for work, labor and services performed in the cultivation and harvest of such lands and crops therefrom, and providing means of enforcing such liens, the manner of foreclosure thereof; and providing a penalty for concealing or disposing of any of the crops therefrom until such lien has been satisfied and discharged; and providing a penalty for failure to satisfy and discharge such lien of record within a certain time."

By McClung: H. B. No. 138. A bill for an Act entitled, "An Act to amend Section 4867, Revised Codes of Montana of 1907, relating to water rights; that decrees in relation to water rights shall be conclusive as to all parties thereto, and also conclusive as to subsequent appropriators."

By Lovelace: H. B. No. 139. A bill for an Act entitled, "An Act defining certain classes of contracts of indemnity between persons, firms or corporations, prescribing regulations therefor and fixing license fees."

By Cookingham: H. B. No. 140. A bill for an Act entitled, "An Act providing for the recording and registering farm names."

MOTIONS AND RESOLUTIONS.

HOUSE RESOLUTION.

WHEREAS, It has come to our knowledge that Miss Evelyn Obert and Miss Myrtle Kelly, house stenographers, did commence work for different members of the House on January 6th, and

WHEREAS, these employees were not allowed pay until January 10th,

NOW, THEREFORE, BE IT RESOLVED, That these employees be allowed pay from the first day of the session.

(Signed)

W. H. KELLY,

E. J. CRULL.

Resolution adopted.

READING OF HOUSE BILLS.

H. B. No. 133, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 134, read first and second times by title only and referred to Committee on Labor.

H. B. No. 135, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 136, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 137, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 138, read first and second times by title only and referred to Committee on Irrigation and Water Rights.

H. B. No. 139, read first and second times by title only and referred to Committee on Insurance.

H. B. No. 140, read first and second times by title only and referred to Committee on Agriculture.

On motion of Kirschwing, the consideration of the various motions pertaining to joint rules, which had been made a special order for 11 A. M. today, was postponed until 11 A. M. tomorrow.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,

Helena, Montana.

January 22nd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee of the Whole having had under consideration S. B. No. 7, by Larson, being a bill for an Act entitled, "An Act to prohibit the sale, removal, disposal or concealment of mortgaged crops without the written consent of the mortgagee and providing a penalty therefor," today reported, recommending that the same do pass.

Also

S. B. No. 8, by Larson, being a bill for an Act entitled, "An Act to provide for the continuance of the lien of a mortgage on growing crops, and to repeal Section 5773, Revised Codes of 1907," today reported, recommending that the same do pass.

House Joint Resolution No. 3, being a resolution providing for an assistant librarian, today reported, recommending that the same be concurred in.

The report of the Committee of the Whole on the foregoing bills and resolution was adopted by the Senate.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 22nd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that S. B. No. 14, by Whiteside, being a bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgement may be taken," has been reported back from the Engrossing Committee, correctly engrossed.

S. B. No. 18, by Larson, being a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for infraction of the provisions thereof," has been reported back from the Committee on Engrossment of Bills, correctly engrossed.

S. B. No. 19, by Larson, being a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for infraction of the provisions thereof," has been reported from the Committee on Engrossment, correctly engrossed.

The foregoing bills were referred to calendar for third reading.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 22nd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the following bills were today introduced by unanimous consent, read first and second times and referred:

S. B. No. 66, by Duncan. A bill for an Act entitled, "An Act to amend Section 3180 of the Revised Codes of the State of Montana, relating to trial jurors."

To Committee on Judiciary.

S. B. No. 67, by Whiteside: A bill for an Act entitled, "An Act to create the county of Lake, designate its boundaries and provide for its organization and government, and to change the boundaries of Flathead, Missoula and Sanders counties to conform thereto."

To Committee on Counties, Towns and Municipal Corporations.

S. B. No. 68, by Donlan. A bill for an Act entitled, "An Act amending Section 2973 of the Revised Codes, respecting the classification of counties, and also restricting the number of deputy county officers."

To Committee on Counties, Towns and Municipal Corporations.

S. B. No. 69, by Edwards. A bill for an Act entitled, "An Act to amend Section 44 of Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, relating to the sale of bonds of irrigation districts."

To Committee on Irrigation and Water Rights.

S. B. No. 70, by Edwards. A bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana, to invest funds in irrigation district bonds, in addition to other securities in which such insurance companies are now authorized to invest funds of such companies." *

To Committee on Insurance.

S. B. No. 71, by Edwards. A bill for an Act entitled, "An Act to amend Section 2199 of the Revised Codes of the State of Montana of 1907, relating to the giving of notice to the State Board of Land Commissioners of certain bond sales and prescribing penalties for failure to comply with such provisions."

To Committee on Judiciary.

S. B. No. 72, by Edwards. A bill for an Act entitled, "An Act to amend Sections 786, 2196 and 2197 of the Revised Codes of the State of Montana of 1907, as amended by Chapter 76 of the Laws of the Eleventh Legislative Assembly of the State of Montana, relating to the investment of funds of the State Normal School, Permanent University Fund, Permanent Agricultural College Fund and Permanent School Funds."

To Committee on Education.

S. B. No. 73, by Williams. A bill for an Act entitled, "An Act to encourage dairying in the State of Montana, and to provide compensation to the owners of dairy cattle slaughtered or otherwise disposed of under the laws of this state, because of infection with tuberculosis, and providing for the appraisalment of stock to be slaughtered or disposed of, and for compensation for an appraiser."

To Committee on Dairies and Dairying.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 22nd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that S. B. No. 50, by Stevens, being a bill for an Act entitled, "An Act relating to grain elevators, grain warehouses and grain inspection in the State of Montana and elsewhere," was reported back by the Committee on Railroads and Transportation with the recommendation that the bill be printed.

That S. B. No. 16, by Stout, being a bill for an Act entitled, "An Act to cause railroad corporations to plank all railway crossings, and to keep them in repair, and to provide a penalty for a violation of this act," was reported back from the Committee on Railroads and Transportation with the recommendation that substitute for S. B. 16 and transmitted, be passed.

S. B. No. 36, by Whiteside, being a bill for an Act entitled, "An Act to create the office of State Parole Commissioner, and define the duties of said commissioner, and fix his compensation therefor," was reported back from the Committee on Public Morals, with the recom-

mendation that it po dass, with the following amendment to the title, by inserting before the word 'parole' the word 'traveling.'"

That S. B. Nos. 6, 13 and 27 are reported back from the Printing Committee as beinng correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 22nd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the following bill was today introduced:

S. B. No. 74, by Whiteside. A bill for an Act entitled, "An Act to organize the University of Montana, and place under one management and at one location the State University, the State School of Mines, the College of Agriculture and Mechanic Arts and the State Normal college. To provide for the selection of a site for said University of Montana, and providing for the issuance of bonds and the submission of the same to the voters at the next general election."

Very respectfully,

G. G. WATT, Secretary.

On motion of the Clerk, the House resolved itself into a Committee of the Whole for the consideration of general orders.

GENERAL ORDERS.

Annin in the chair.

House resumed.

Mr. Speaker in the chair.

Annin from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was refertrd H. B. No. 51, a bill for an Act entitled, "An Act to encourage the breeding and dissemination of better farm animals in the State of Montana," beg leave to report as follows:

Having had same under consideration, report same back to the House with the recommendation that same do pass as amended.

On motion of Annin, the report of the Committee of the Whole was adopted.

On motion of Day, the House took a recess at 11:25 A. M. until 11:40 A. M.

HOUSE RESUMED.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES.

Jahreiss from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Hills as correctly printed: Nos. 30, 37, 56, 80 and 81, and bills were placed on general orders.

Jewell from the Committee on Engrossing reported as follows:

Mr. Speaker:

We, your Committee on Engrossing, to whom was referred H. B. Nos. 5, 8, 9, 10, 13, 21, 29 and 48, and House Joint Resolution No. 2, leg leave to report that same have been correctly engrossed, and bills were placed on file for third reading.

On motion of Crull, the House took a recess at 11:45 A. M. until 2 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

The hour of 2 o'clock P. M. having arrived, in accordance with the motion of Day, S. B. No. 1, a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana relating to the rights of suffrage and qualifications to hold office," which was made a special order for this hour, was considered at this time.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of general orders.

GENERAL ORDERS.

Annin in the chair.

House resumed.

Mr. Speaker in the chair.

Annin from the Committee of the Whole, reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 1, a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 or Article IX. of the Constitution of the State of Montana relating to the rights of suffrage and qualifications to hold office," having had same under consideration, report same back to the House with the recommendation that it be concurred in.

Also

Having had under consideration H. B. No. 30, a bill for an Act entitled, "An Act to amend Section 2 of Chapter 136 of the Session Laws of the Twelfth Legislative Assembly relating to the issuance of reduced or free transportation by common carriers and providing penalties for violation thereof," reported same back to the House with the recommendation that the enacting clause be stricken out.

Annin moved the adoption of the report of the Committee of the Whole.

Higgins moved as a substitute that the report of the Committee of the Whole be segregated and that H. B. No. 30 be again placed on the General Orders, and upon roll call substitution motion of Higgins was lost by the following vote:

Ayes: Blair of Powell, Brower, Higgins, Meadors and Walker—5.

Noes: Annin, Blair of Ravalli, Burnett, Camp, Carnal, Carroll, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels,

Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Holt, Hudleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Word, Working and Mr. Speaker—72.

Absent and not voting: Blake, Christmas, Clay, Eliel, Graybeal, Hough, Sickler and Sweet—8.

Thereupon the report of the Committee of the Whole was adopted.

On motion of Day, Mr. Speaker reverted back to the Ninth Order of Business and S. B. No. 1 was placed upon its third reading.

THIRD READING OF SENATE BILLS.

S. B. No. 1, a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana relating to the rights of suffrage and qualifications to hold office."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA:

Section 1. That Section 2 of Article IX. of the Constitution of the State of Montana be amended and that the question of such amendment be submitted to the qualified Electors of the State of Montana at the next general election.

Section 2. That Section 2 of Article IX. of the Constitution of the State of Montana, be, and the same is hereby amended to read as follows:

Section 2. Every persons of the age of twenty-one years or over, possessing the following qualifications, shall be entitled to vote at all general elections and for all officers that now are, or hereafter may be, elective by the people, and upon all questions which may be submitted to the vote of the people: First, he shall be a citizen of the United States; second, he shall have resided in this State one year immediately preceeding the election at which he offers to vote, and in the town, county or precinct such time as may be prescribed by law; provided, first, that no person convicted of felony shall have the right to vote unless he has been pardoned; Provided, second, that nothing herein contained shall be construed to deprive any person of the right to vote who has such right at the time of the adoption of this Constitution; Provided, that after the expiration of five years from the time of the adoption of this constitution, no person except citizens of the United States shall have he right to vote.

Section 3. Separate official ballots shall be used at the general election to be held in November, 1914, which shall have printed thereon the words:

"For the amendment to the Constitution relating to the rights of suffrage and the qualifcatfons to hold office" and the words:

"Against the amendment to the Constitution relating to rights of suffrage and qualifications to hold office," and the elector shall

designate his preference for either of the propositions by marking an X before the proposition desired.

Section 4. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 5. This Act shall take effect and be in full force after its passage and approval," having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—74.

Noes—Blair of Powell and Higgins—2.

Absent and not voting—Christmas, Clay, Collins, Eliel, Ezekiels, Graybeal, Hough, Sickler and Sweet—9.

Title agreed to.

On motion of Day, Mr. Speaker reverted back to the Tenth order of business.

THIRD READING OF HOUSE BILLS.

H. J. R. No. 2, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, McRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Working and Mr. Speaker—76.

Noes—None.

Absent and not voting—Christmas, Clay, Eliel, Ezekiels, Graybeal, Hough, Sickler, Sweet and Word—9.

Title agreed to.

Eliel and Collins rising on the floor of the House, stated that if they had been present they would have voted aye on S. B. No. 1.

Kirschwing moved that when this House adjourn today it adjourn until 10:00 a. m. tomorrow morning.

Motion prevailed.

THIRD READING OF HOUSE BILLS.

H. B. No. 48 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett,

Burns, Camp, Carnal, Carroll, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Drinkard, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—73.

Noes—Blake, Doggett and Eliel—3.

Absent and not voting—Christmas, Clay, Davis, Durkan, Ezekiels, Graybeal, Hough, Kiley and Sweet—9.

Title agreed to.

Crull moved that the enacting clause of H. B. No. 29 be stricken out.

Motion lost by the following vote:

Ayes—Crull, Durkan, Jewell, King, Kuphal, Meadors, Prescott, Rowe, Spogen, and Sweet—10.

Noes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Sickler, Smith, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—68.

Absent and not voting—Christmas, Clay, Davis, Ezekiels, Graybeal, Hough and Stewart—7.

H. B. No. 29 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnall, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Harmon, Henley, Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Tighe, Walker, Word and Working and Mr. Speaker—74.

Noes—Crull, Gould, Jewell, Kemmis, Rhoades and Stewart—6.

Absent and not voting—Christmas, Davis, Ezekiels, Graybeal and Hough—5.

Title agreed to.

H. B. No. 21 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnel, Carroll, Clark, Clay, Collins, Conner, Cook-

ingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—80.

Noes—None.

Absent, and not voting—Christmas, Davis, Graybeal, Hough and Sweet—5.

Title agreed to.

H. B. No. 13 having been read three several times was passed by the following vote:

Ayes—Blair of Ravalli, Blake, Brower, Camp, Carnal, Carroll, Clay, Collins, Conner, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Johnson Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, Poulsson, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Mr. Speaker—60.

Noes—Annin, Blair of Powell, Burnett, Burns, Clark, Cookingham, Fishbaugh, Jewell, Jordan of Flathead, Kelly, King, Lovelace, McClung, Hayfield, Nye, O'Neill, Pope, Sickler and Smith—19.

Absent and not voting—Christmas, Davis, Graybeal, Hough, Phillips and Working—6.

Title agreed to.

Burnett from the Committee on Livestock and Public Ranges reported as follows:

Mr. Speaker:

Your Committee on Livestock and Public Ranges to whom was referred House Bill No. 39, met and read the bill and find that it has no enabling clause or approval clause and recommend that the same be referred back to Mr. King for corrections so that it may be considered by the Committee later.

Report adopted.

At this time Mr. Speaker announced that he had added Fishbaugh and Pope to the Committee on New Counties.

On account of doubt having arisen as to the legality of the appointment of the Committee to investigate the rates on wheat and other farm products, this Committee having been appointed previous to the Resolution creating the Committee, being signed by the President of the Senate and the Speaker of the House, the Speaker at this time announced the appointment of Rhoades, Mains and Annin to act on that Committee.

The House adjourned at 4:05 p. m. to meet at 10:00 a. m. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Nineteenth Day.

Friday, January 24, 1913.

House met pursuant to adjournment at 10:00 a. m.

Mr. Speaker in the chair.

Prayer by Chaplain.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Eighteenth day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following petitions were received:

Missoula, Montana, January 22, 1913.

To the Honorable Members of the Legislative Assembly,
Helena, Montana:

Gentlemen:

Inasmuch as the State recognizes no legal rights of girls before the age of 18 and because as mothers and women, we would protect all children, we most earnestly petition your favorable consideration of the bill now pending, relative to changing the age of consent from 16 to 18 years.

Respectfully yours,

(Signed.)

MRS. J. H. VEEDER,

President Park Addition Club, Missoula.

Missoula, Montana, January, 22, 1913.

Honorable J. B. Henley, Representative Missoula County,
Helena, Montana:

Dear Sir:

We understand that there is going to be an effort made to defeat the bill raising the age of consent from 16 to 18 years.

We are an organization in Missoula which has the interest of from four to five hundred girls at heart, would urge you to use your utmost efforts to see that this bill is passed.

Very respectfully yours,

(Signed.)

MRS. C. L. F. KELLOGG,

President of the Young Women's Christian Association.

These communications were referred to the Committee on Public Morals, Charities and Reforms.

Whereas, The State of Montana is sorely in need of a dairy law that will foster dairy production in this State, and the appointment of a dairy commission; and

Whereas, It is the belief of this association that the bill drawn and introduced in the Legislature at the present session by C. A. Drinkard of Fergus county is such a law as we desire;

Be It Resolved, That it is the sense of this Association and the members thereof that said bill so introduced shall become a law, and

that the Representatives from Flathead County be and hereby are urged to use all honorable means to secure the passage of said law;

Be It Further Resolved, That a copy of these Resolutions be sent to the Senator and each of the Representatives from Flathead County to the Thirteenth Legislative Assembly.

The foregoing is a full, true and correct copy of a resolution adopted by the Flathead Dairymen's Association at a regular meeting thereof held in the City of Kalispell in Flathead County, Montana, on the 18th day of January, 1913.

(Signed.)

W. C. WELLS, President.

F. B. SMITH, Secretary.

Referred to Committee on Dairying.

Missoula, Montana, January 22, 1913.

Dear Sir:

Herewith please find enclosed copy of Resolutions adopted by Missoula Division No. 243, Order of Railway Conductors, and would ask your prompt and careful consideration of the same.

Trusting that you will do all in your power in accordance with the Resolutions, I remain,

Yours trdly,

(Signed.)

K. A. ROLLINS,

Secretary and Treasurer No. 243, O. R. C.

RESOLUTIONS.

Whereas, It has been called to our attention that a bill known as a Workingmen's Compensation or Industrial Insurance Law has been introduced in the Thirteenth Legislative Assembly of the State of Montana, now covening at Helena; and

Whereas, Missoula Division 243 of the Order of Railway Conductors is opposed to this bill, as introduced in the Thirteenth Assembly; and

Whereas, The Railroad men of Montana are perfectly satisfied with the present Liability Law known as House Bill No. 95, which was passed at the Twelfth Legislative Session, and are not asking for any change, and feel that none should be thrust upon them;

Therefore, Be It Resolved, That we will gladly do all in our power to aid the laboring men in Montana in getting a Workingmen's Compensation Law, if they wish it. The only request we make is the elimination of the Railroad Crafts from the Act.

(Signed.)

JAMES O. MARKS,

Legislative Rep. Div. 243, O. R. C

K. A. ROLLINS, Sec. & Treas. 243, O. R. C.

Referred to Committee on Labor.

Hon. Walter D. Kemmis,

Helena, Montana.

Dear Sir:

Please look out for the railroad men in connection with H. B. No. 1. As we understand it, the bill will repeal the Employers' Liability Act, which cost us twenty years of effort. A similar bill passed the United State Senate and we succeeded in getting it held up in the House.

Railroad men all over the State are opposed to any bill that will take from us the right to sue.

Very truly yours,

(Signed:) D. C. MAXWELL,

Jan. 22, 1913.

Referred to Committee on Labor

INTERNATIONAL BROTHERHOOD OF LOCOMOTIVE ENGINEERS.

Division No. 499. W. S. Conners, C. E.; Fred Kaiding, Sec.-Treas.

Whitefish, Montana, January 20, 1913.

To the Honorable Senators and Representatives of Flathead County, now assembled at Helena, Montana:

Dear Sirs:

At a special meeting of Division 499, Brotherhood of Locomotive Engineers of Whitefish, Montana, the following resolutions were adopted:

1st. Whereas, House Bill No. 1, known as the Workingmen's Compensation or Industrial Insurance Law, has been introduced, we ask you to use your best efforts to defeat this measure, and vote against said bill.

2nd. Whereas, The Railroad men of Montana have the present liability law known as House Bill No. 95, passed at the Twelfth Session; therefore are not asking for any change and should not have any forced upon us.

3rd. We are willing to aid the laboring men of Montana to get a Compensation law, if they will eliminate the railroad crafts from the acts.

4th. Whereas, Our delegate at its last convention at Harrisburg, Pa., was unanimously instructed by the Members of Division 499, Whitefish, Montana, to vote and do everything in his power to defeat the Workingmen's Compensation and Industrial Insurance Law, knowing we had a far superior liability law, known as House Bill No. 95, passed at the Twelfth Legislative Session, State of Montana.

Yours truly,

(Signed:) W. S. CONNERS, Chief.

FRED KAIDING, Sec'y.

Referred to Committee on Labor.

INTERNATIONAL BROTHERHOOD OF LOCOMOTIVE ENGINEERS.

Division No 499. W. S. Conners, C. E.; Fred Kaiding, Sec.-Treas.

Whitefish, Montana, January 20, 1913.

Hon. H. T. Mayfield, Representative, Flathead County,
Helena, Montana.

Dear Sir:

We had a call meeting today, January 20th, and we took up bills that we learned were coming before the House.

The Bill in regard to the semi-monthly pay day was unanimously endorsed.

The Bill in regard to the Full Crew law was unanimously endorsed. Another Bill in the matter of giving our Railway Commissioners

more power in regards to safety appliances and leaking steam around engines and prest flangers on pilots was also unanimously endorsed.

We hope that you will have the help of getting these bills passed, for it is certainly in line with what is badly needed on roads in this country.

Yours truly,

(Signed:) W. D. LOCHER,
J. W. DAVIS,
R. W. LARTER,
Committee,

Referred to Committee on Labor.

The following communication was received:

W. C. Demarest, Heating and Plumbing,
428 Breckenridge Street.

Helena, Montana, January 24, 1913.

To the Honorable Body of House of Representatives:

I am opposed to H. B. No. 90, urged by Master Plumbers' association, which appears to be unduly oppressive and designed particularly to remove an imaginary blot by construction through legislation; for the purpose of placing a statute on the firing line to halt competition.

Helena and other cities have a plumbing and drain-laying ordinance by which the applicant for license must present a written application signed by two reputable plumbers attesting to his qualification; the City Council after approval recommends that a license be granted if the applicant pays \$25.00 into City Treasury and indemnify the City by depositing \$1,000 bond acceptable to the Mayor (Helena); the licensed plumber agrees to follow provisions of the ordinance which is very specific relative to construction and installing drainage and plumbing systems, including a penalty for failure to perform the work accordingly; therefore why the necessity for a statute when cities and towns may adopt an ordinance suitable to local conditions and legally sound in all particulars? By H. B. No. 90 for appointment of Board of Examiners, the health officer of city or town is made one of the members to examine the applicant for plumbers' license. The very idea is frothy and baneful.

The average journeyman plumber is qualified by practical experience and constant wariness to conform to established sanitary possibilities, but is frequently deterred through lack of interest by the city authorities, consequently the very vitals of sanitary plumbing are subjected to distortion by anyone who cares to undertake anything pertaining to the trade.

Statutory enactment would not remedy the evil nearly so well as local authorities grasping the situation intelligently; protect one of the links favorably to public health and square dealing with those licensed, by enforcing the plumbing ordinance. The objection to H. B. 90, is because cities already have ample restrictive ordinances. Because the bill is aimed to hinder by the provision of ten to one hundred dollars' fine for each offense against someone's judgment as to evading the law (perhaps the city health officer).

Because sanitary affairs of this nature is wholly local and can best be treated through city councils directly. Because it is a Master Plumbers' scarecrow nourished on pure food. Because as a taxpayer and licensed plumber I protest that a fellow craftsman should be chiseled clear into the Medulla by statutory prerogatives stuffy with inconsistencies. Because H. B. 90 smatters classificatory legislation gnarled solely to impede other persons than master plumbers, equally competent practically, but shy on thesis—perhaps. I will meekly suggest that you thoroughly consider H. B. 90 and size it up generally before final action.

Respectfully,

(Signed:) W. C. DEMAREST.

Referred to the House.

NOTICES OF BILLS.

The following Notices were given:

By Brower: A Bill to amend Section 2820 and Section 2821 of the Revised Codes of Montana of 1907 altering the boundary lines of Flat-head, Missoula and Sanders Counties.

By Mayfield: A Bill providing for the partial support of women whose husbands are insane or in the prison.

By Mains: A Bill to remove the Montana State Fair from its present location, and to fix its location at the city of Great Falls; to provide for the purchase of a site and the improvement thereof, and to appropriate money to carry this act into effect.

By Blair (Powell): A Bill to prohibit the sale of intoxicating liquors upon election days, and to provide for the enforcement thereof, and fixing the penalties for the violation thereof.

By Murray: A Bill to amend Section 3278 of the Revised Codes of Montana of 1907, relating to the letting of contracts by cities and towns.

By Murray: A Bill to amend Section 3240 of the Revised Codes of Montana of 1907, relating to salaries of mayors and aldermen.

By Drinkard: A Bill providing for an Assistant to the State Law Librarian and providing the salary of such assistant.

By Annin: A Bill to amend Section 3808 of the Revised Codes of Montana of 1907, as amended by Chapter 106, and to amend Section 3825 of the Revised Codes of Montana of 1907, as amended by the Act of the Tenth Legislative Assembly of Montana, approved March 7, 1907, and as amended by Chapter 106 of the Session Laws of 1909, and to amend Section 3826 of the Revised Codes of Montana of 1907, as amended by Chapter 106, of the Session Laws of 1909, and to repeal Section 4, of Chapter 106 of the Session Laws of 1909, in that certain Act entitled, "An Act to amend Sections 3808, 3825 and 3826 of the Revised Codes of Montana of 1907, relating to corporations, and to authorize corporations to acquire, own, hold, mortgage, pledge and dispose of capital stock, bonds, securities or other evidences of indebtedness of other corporations.

By Lovelace: A Bill to establish the lawful standard ton and

bushel for use in the State of Montana, and providing penalties for the violation thereof.

By Poulsson: A Bill to prevent the spread of noxious weeds by threshing machines and conveyances used in Threshing, providing how said machines and conveyances shall be cleaned, and fixing a penalty for any violation.

By Stewart: A Bill to establish the boundary lines of Gallatin County.

By Holt: A Bill to provide for the erection of an Orphans' Home near Miles City, Montana, and appropriating money therefor.

By Murphy: A Bill relating to the appointment of deputy sheriffs, constables and other peace officers in counties, cities and towns of this State and to fix a penalty for the violation of the provisions of this Act and to repeal all other Acts and parts of Acts in conflict herewith.

Kirschwing moved that when the House adjourns today it adjourn until 10:30 A. M. tomorrow.

Motion prevailed.

REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report House Bills Nos. 7, 20, and 90 as correctly printed and same were placed on General Orders.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

Your Committee on Affairs of Cities to whom was referred House Bill No. 49, by Blair of Ravalli, a Bill for an Act entitled, "An Act regulating intelligence offices and prescribing penalties for a violation thereof," report same back to the House with the recommendation that it do pass.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

Your Committee on Affairs of Cities to whom was referred House Bill No. 110, by Crippen, a Bill for an Act entitled, "An Act providing for the submission to the electors of the State of Montana for their approval or rejection, an amendment to Section 6, of Article 13, of the Constitution of the State of Montana relating to the indebtedness of Cities," report same back to the House with the recommendation that it do pass.

Report adopted.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred House Bill No. 103, introduced by O'Neill, a Bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as

amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly," having had said Bill under consideration, beg leave to report the same back to the House with the recommendation that it do not pass.

McNally moved the adoption of the report.

O'Neill moved as a substitute that the report be referred to the Committee on Employes.

Annin moved as a substitute that this bill be referred to the Committee on Printing.

Substitute motion of Annin prevailed.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, beg leave to report that House Bill No. 64, introduced by Carnal, a Bill for an Act entitled, "An Act to promote the Safety of Employes and Passengers by Prescribing the Number of Men that shall Constitute a Train Crew; and providing a Penalty for the violation of this Act," has been withdrawn by Carnal in Committee, for the reason that it is identical with House Bill No. 72, introduced by Kelly.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 18, introduced by Kirschwing, a Bill for an Act entitled, "An Act to provide for the payment of employes semi-monthly, and to prevent the assignment of wages by an employe to defeat the purposes of this Act, and providing a penalty for the violation hereof," beg leave to report the same back to the House with the recommendation that it do pass, with the following amendments thereto:

(1). In line 14, after the words "15th of the month," add the following: "Provided, however, that in the event of any of the said employes, laborers or wage workers shall be discharged, quit of their own volition, or in any way sever their relations with said employers, then and in that event they shall be entitled to receive any and all moneys due them upon demand and within twenty-four hours after having so discontinued such employment."

(2). Strike out all of Section 2.

(3). Amend the title so that it shall read: "An Act to provide for the manner in which employees' wages shall be paid, and to provide penalties for the violation of the terms of this Act."

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

We, your Committee on Labor, beg leave to report that having under consideration the various Workingmen's Compensation Bills, notice is hereby given to the House and the public in general that joint Senate and House hearings on these bills will commence on Mon-

day, January 27, and continue for ten days thereafter and for no further length of time.

The Senate has ordered printed copies of each of the Senate Compensation Acts, and House Bill No. 1, introduced by Murphy, has been satisfactorily printed by the framers of the bill. Therefore, at this time, we recommend that the House order four hundred copies of House Bill No. 134, introduced by Cutts, printed for immediate distribution among the members of the Assembly.

Report adopted.

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

Your Committee on Public Morals, Charities and Reforms having had House Bill No. 75, a Bill for an Act entitled, "An Act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape and increasing the age of consent of females," under consideration, recommend that same do pass.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture beg leave to report that having had H. B. No. 53, a Bill for an Act entitled, "An Act authorizing the Board of County Commissioners in each County to appropriate money out of the general fund of the County Treasurer, for the purpose of paying part salary and expenses of a County Agricultural Instructor," under consideration, they recommend that the same do not pass.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

House Bill No. 131 has been referred back to the House by the Committee on Agriculture to be referred to Committee on Appropriations.

Report adopted.

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education to whom was referred House Bill No. 23, an Act to amend Section 911 of the Revised Codes of Montana of 1907, relating to common schools and providing for the establishment and maintenance of free night schools in certain school districts, beg leave to report that the same be indefinitely postponed for the reason that all the provisions of said Bill are included in the Commission Bill on Education now before your Committee on Education.

Report adopted.

Also

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education to whom was referred House Bill No. 129 beg leave to report as follows:

That the Committee recommends the printing of 500 copies for the use of the members of the House and Senate. Such action being taken on account of the great length of the bill and the impossibility of the members of Committee giving some intelligent consideration without copies.

Phillips moved the adoption of the report.

Day moved to amend the report to the effect that it be referred to the Printing Committee.

Report adopted as amended.

Also

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education to whom was referred House Bill No. 3, beg leave to report that the same do pass.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 51, beg leave to report the same as correctly engrossed, and said Bill No. 51 was placed on its third reading.

On motion of Harmon H. B. No. 53 was re-referred to the Committee on Agriculture.

INTRODUCTION OF BILLS.

The following Bills were introduced and placed on file.

By Walker, H. B. No. 141: A Bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1641, 1642, 1648, 1649, 1655, 1657 and 8444 of the Revised Codes of Montana, 1907, relating to the Inspection of Boilers and the Licensing of Engineers, who operate any Steam Boiler, Steam Engine, Electric Air Compressor, Electric Hoisting Engine, Electric or Air Driven Pump or Air Hoisting Engine and providing penalties for the violation thereof."

By Norton, H. B. No. 142: A Bill for an Act entitled, "An Act to amend Section 1728 of the Revised Codes of the State of Montana of 1907, with reference to the regulation for the protection of street car employes."

By Blake, H. B. No. 143: A Bill for an Act entitled, "An Act creating the office of Investment Commissioner, and giving such official powers in relation to investment companies for the protection of investors, including the power to license the sale by such companies to the public of lands of a certain character and securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; Providing for the inspection and investigation of property, books, papers, business, methods and affairs of any investment company whose securities or lands shall be offered for sale to the public; and providing penalties for the violation of this law."

By Rowe, H. B. No. 144: A Bill for an Act entitled, "An Act to amend Section 1906 of the Revised Codes of Montana, for 1907, relative to Bounty Inspectors."

By Lovelace, H. B. No. 145: A Bill for an Act entitled, "An Act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana, and making the members thereof appointive instead of elective."

By Largey, H. B. No. 146: A Bill for an Act entitled, "An Act to provide for the payment to the owner of a part of all fines imposed for malicious mischief committed upon the property of another."

By Carroll, H. B. No. 147: A Bill for an Act entitled, "An Act to provide for the date of expiration of Hunting and Fishing Licenses."

By Murphy, H. B. No. 148: A Bill for an Act entitled, "An Act for a warning card system and number system for the protection of line-men, employes, electricians, or person or persons working in and about central stations and in overhead and underground work of electrical plants and appliances, telephones and telegraph plants and appliances; and providing the minimum number of persons to be employed; and providing for the protection of wires and regulating and placing, erecting, use and maintenance of electric poles, wires, cables and appliances of high voltage circuits, defining a dangerous electric voltage, and defining the adoption of the National Electric Code, and prescribing a punishment for the violation thereof."

By O'Neill, H. B. No. 149: A Bill for an Act entitled, "An Act to amend Sections 64, 70, 71, 87, 88 and 104 of Chapter 147, Session Laws of 1909 providing for the Management and Control of the Lands now owned by or hereafter to be acquired by the State of Montana, including the Sale of and Rental thereof, and the Management, Protection and Disposition of the Timber growing thereon and the Coal, Oil and Minerals therein; Providing for the management and control of the Funds realized from the sale and rental of State Lands and the products thereof; naming and providing for certain officers subordinate to the State Board of Land Commissioners and Prescribing their duties and compensation; Providing for the acquisition of Water Rights for use upon State Lands; and defining and providing the punishment of certain offenses for violating the Provisions of this Act."

Stewart moved that the Special Order set for 11:00 A. M. today be postponed until Monday at 11:00 A. M.

Kirschwing moved as a substitute that the House recess until 11:15 A. M.

Substitute motion prevailed.

HOUSE RESUMED.

Mr. Speaker in in the chair.

Carnal moved as an amendment to the motion of Stewart that the Special Order pertaining to Joint Rules set for 11:00 A. M. today be postponed until 11:00 A. M. Tuesday, January 27th.

Annin moved as a substitute that the Committee on Joint Rules be instructed to report to this House that Rule 23 of the Joint Rules of the Twelfth Legislative Assembly be amended so as to read as follows:

"Rule 23. The House may at any time after the 40th day instruct the Speaker to appoint a Steering Committee of the House to consist

of five members, to be subject at all times to a majority vote of this House."

Walker moved the previous question.

Motion prevailed.

Substitute motion of Annin adopted by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—76.

Noes—McNally and Norton—2.

Absent and not voting—Burnett, Burns, Graybeal, Hough, Jordan of Flathead, Kiley and Sickler—7.

Kirschwing moved that the House recess until 1:30 P. M.

Eliel moved an amendment that the House recess until 2:00 P. M.

Amendment carried.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll call and quorum found present.

Kirschwing moved the reconsideration of the resolution adopted January 23rd, placing Myrtle Kelly and Evelyn Obert on the pay roll from January 6th, 1913.

Kelly moved that the motion be laid on the table.

Motion to table lost.

Walker moved the previous question.

Motion prevailed.

Motion to reconsider prevailed.

Rhoades moved as a substitute motion that the Committee on House Employes report list of names and times of all employes who were working for the House before they were placed on pay roll.

Substitute motion prevailed.

Holt offered the following Resolution.

CONCURRENT RESOLUTION.

Asking for the appointment of a committee consisting of two members of the House and two members of the Senate for the purpose of inspecting and reporting to their respective bodies the sanitary condition of the State Reform School, located at Miles City, Montana.

Be It Resolved, That the Speaker of the House and the President of the Senate appoint a joint committee of four members, consisting of two from the House and two from the Senate, for the purpose of inspecting sanitary conditions of the Montana State Reform School, located at Miles City, Montana.

On motion of Blake this Resolution was referred to the Committee on Sanitary Affairs.

No objection being offered Mr. Speaker reverted back to the Second Order of Business.

NOTICES OF BILLS.

The following notices were given:

By Gould: A Bill to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties of the officials thereof.

By Gould: A Bill creating the Department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof.

By Jordan (Dawson): A Bill to amend Section 3231 relating to the qualifications of electors at municipal elections and fixing the qualifications of electors at municipal elections.

By Lovelace: A Bill to make parents of children liable for damage caused by the torts of said children.

By Meadors: A Bill to amend Section 3909 of the Revised Codes of the State of Montana of 1907, relating to Banks of Discount and Deposits, so that said Banks may incorporate with a minimum capital stock of ten thousand (\$10,000) dollars.

By Kiley: A Bill establishing a State Athletic Commission and regulating boxing and sparring in the State of Montana.

By Walker: A Bill to amend Section 7359 of the Revised Codes of Montana of 1907, relating to proceedings for the recovery of escheated property, or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted.

No objection being offered Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 57, a Bill for an Act entitled, "An Act providing for the creation of Commissioner Districts within the counties and for the election of County Commissioners from said Districts," having had same under due consideration, beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 33, a bill for an Act entitled, "An Act providing for the investment of sinking funds of all counties, cities, towns and school districts," having had same under due consideration, beg leave to re-

port with recommendation that same do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows :

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 121, a Bill for an Act entitled, "An Act making it unlawful to allow vicious dogs to run at large without being muzzled, and prescribing penalties therefor," having had same under due consideration, beg leave to report bill back to the House with recommendation that same be indefinitely postponed.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 68, a Bill for an Act entitled, "An Act to amend Section 6378 of the Revised Codes of Montana of 1907, relating to salary and expenses of Court Stenographers, as amended by Chapter 80, Session Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 4th, 1909," having had same under due consideration, beg leave to report bill back to the House, with recommendation that same be indefinitely postponed.

Report adopted.

READING OF HOUSE BILLS.

H. B. No. 141, read first and second times by title only and referred to Committee on Mines and Mining.

H. B. No. 142, read first and second times by title only and referred to committee on Labor.

H. B. No. 143, read first and second times by title only and referred to Committee on Corporation other than Municipal.

H. B. No. 144, read first and second times by title only and referred to Committee on Live Stock and Public Ranges.

H. B. No. 145, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 146, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 147, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 148, read first and second times by title only and referred to Committee on Public Utilities and State Commissions.

H. B. No. 149, read first and second times by title only and referred to Committee on State Lands.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

January 23, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the President today appointed the following Senators as a Committee to act with a like Committee of the House in accordance with the terms of Senate Joint Resolution No. 1:

EDWARDS,
SURVANT,
ABBOTT.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that S. B. No. 4, being a bill for an Act entitled, "An Act to define and regulate public utilities and provide means for its enforcement," which had been referred to the Committee on Agriculture and Manufactures, was today withdrawn from that committee and referred to the Committee on Corporations other than Municipal.

Also

That S. B. No. 60, being a bill for an Act entitled, "An Act to amend Section 3303 of the Revised Codes of Montana of 1907, relating to the safe keeping and depositing of all public funds by the County Treasurer, and providing a bond from banks," which had been previously referred to the Committee on Judiciary, was today withdrawn from that committee and referred to the Committee on Finance and Claims.

Also

That S. B. No. 72, being a bill for an Act entitled, "An Act to amend Sections 786, 2196 and 2197 of the Revised Codes of the State of Montana of 1907, as amended by Chapter 76 of the laws of the Eleventh Legislative Assembly of the State of Montana relating to the investment of the funds of the State Normal School, Permanent University Fund, Permanent Agricultural College Funds and Permanent School Funds," which had been previously referred to the Committee on Education was today withdrawn from that Committee and referred to the Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23rd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the following bills having been today considered by the Committee of the Whole Senate, were today reported with the recommendation that they do pass:

S. B. No. 6, being a bill for an Act entitled, "An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of such lien."

S. B. No. 27, being a bill for an Act entitled, "An Act to establish a dry land sub-experiment station, on certain state lands in Powell county, to be operated with the use of prison labor under the direction of the Agricultural College, and appropriating money therefor."

S. B. No. 13, being a bill for an Act entitled, "An Act to authorize the Government of the United States, and the United States Commissioner of Fisheries, and its or his duly authorized agents, the right to conduct fish hatching and all operations connected therewith in any manner and at any time that may by them be considered necessary and proper at a United States Fish Cultural Station to be established by the Government of the United States in the State of Montana."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23rd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the following bill was today introduced by unanimous consent, read first and second times and referred:

S. B. No. 75, by Whiteside: A bill for an Act entitled, "An Act to amend Section 1014 of the Revised Codes of Montana of 1907, entitled, 'An Act to provide for the repayment of moneys borrowed for the maintenance of public schools, approved January 27, 1905,' to Committee on Education.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23rd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the following memorial was today introduced, read first and second times and referred:

Senate Joint Memorial No. 3, by Muffy: Petition to Congress to

enact such legislation as will be necessary for the construction of a system of paved public highways connecting the capital of the several states of the Union with the National Capital, and with each other, and also, with the principal national parks, to Committee on Roads, Highways and Bridges.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that notice of the introduction of bills was today given as follows:

By Whiteside: A bill for an Act entitled, "An Act to permit the widows of deceased soldiers and sailors to enter the Soldiers' Home."

By Whiteside: A bill for an Act entitled, "An Act to submit to the voters at the next general election the question of fixing a specific tax for the maintenance of the State Educational Institution."

By Asbridge: A bill for an Act entitled, "An Act to amend Section 4 of Chapter 146 of the Session Laws of the State of Montana for the year 1909."

By Cato: A bill for an Act entitled, "An Act to repeal Section 1904 as amended by Chapter 50 of the Session Laws of 1911, and also to repeal Sections 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915 and 1916 of the Revised Codes of Montana, 1907, relating to bounties for killing wild animals."

By Duncan: A bill for an Act entitled, "An Act to repeal Section 9289 of the Revised Codes of Montana, relating to evidence of false pretenses."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23rd, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee on Judiciary, to whom was referred S. B. No. 15, being a bill for an Act entitled, "An Act to amend Section 7291, 7293 and 7299 of the Revised Codes of Montana, 1907, relative to mechanics' liens," today reported the same back with the recommendation that it be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 53, being a bill for an Act entitled, "An Act to amend Section 2773 of the Revised Codes of Montana of 1907, as amended by an Act of the Twelfth Legislative Assembly, entitled, 'An Act to amend Section 2773 of the Revised Codes of the State of Montana, 1907, relating to licenses,'" today reported the same back with the recommenda-

tion that it be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 51, being a bill for an Act entitled, "An Act to provide for the semi-annual payment of property taxes, at the option of each tax payer, and to provide and fix penalties for the non-payment of taxes," today reported the same back with the recommendation that the bill be printed, and placed on general file, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee on Judiciary, to whom was referred S. B. No. 31, being a bill for an Act entitled, "An Act to amend Section 6121 of the Revised Codes of Montana, 1907, relating to injunctions," today reported the same back with the recommendation that the bill do pass.

Report adopted, and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 49, being a bill for an Act to amend Section 1412, Revised Codes of Montana, relating to the special levy for the construction, maintenance and repair of free public bridges, today reported the same back with the recommendation that the same do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary to whom was referred S. B. No. 57, being an Act to provide that persons convicted of certain offenses may be given the benefit of suspended sentence, and providing for the supervision and care of such persons, today reported the same back with the recommendation that it do pass.

Report adopted, bill referred to the Printing Committee.

Also

That the Committee on Judiciary to whom was referred S. B. No. 65, being a bill for an Act entitled, "An Act to amend Section 149 of Chapter 3, Title 1, part 3 of the Revised Codes of the State of Montana, relative to the salary of the Governor of the State of Montana, today reported the same back with the recommendation that it be amended by striking out the words and figures "Ten Thousand (\$10,000.00) Dollars," in line 7, section 1, and inserting in lieu thereof the words and figures "Seven Thousand Five Hundred (\$7,500) Dollars," and that as amended, the bill do pass.

Report adopted, bill referred to the Printing Committee.

Also

That the Committee on Towns, Counties and Municipal Corporations, to whom was referred S. B. No. 48, being a bill for an Act entitled, "An Act to create the county of Wibaux, to define its bound-

aries, to provide for its organization and government, and to alter the boundaries of Dawson and Custer to conform to the boundaries of the county of Wibaux," today reported the same back with the recommendation that the bill do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 5, being a bill for an Act entitled, "An Act to provide for a Board of County Commissioners, fixing their terms of office, for the division of each county into districts to be numbered and known as Commissioner Districts," today reported the same back with the recommendation that the bill do pass.

Report adopted, and bill referred to the Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 47, being a bill for an Act entitled, "An Act to create the county of Phillips and define its boundaries, provide for its organization and government, to change the boundaries of Blaine and Valley counties to conform thereto," today reported the same back with the recommendation that Section 10 be changed to read as follows:

"Section 10. The following named persons are hereby appointed to fill the offices set opposite their respective names:

Name	Office.
Louis Golsin.....	County Commissioner
Charles Ross.....	County Commissioner
Charles Hunter.....	County Commissioner
Clarence E. Broadbrooks.....	Sheriff
Frank M. Vagg.....	Clerk and Recorder
Clarence Brockway.....	Clerk District Court
George L. Partridge	Treasurer
William H. Garland.....	Assessor
J. H. Atwood.....	Supt. of Schools
T. E. Crutcher.....	County Attorney
Alex. Middleton.....	County Surveyor
R. B. Tucker.....	County Coroner
John Cowan.....	Public Administrator

All of said officers shall have the same powers, perform the same duties and be entitled to the same privileges as are by law conferred upon all like officers in other counties, and shall hold their respective offices until the first Monday in January, after the next general election, or until their successors are duly elected and qualified. Said officers, however, before entering upon their duties shall severally give bond and take the oath as required of the county officers of other counties in this state, and said bonds shall be filed and ap-

proved in the manner required by law," and recommended that as amended, the bill do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the following bill was today taken from the file, read first and second times, and referred:

S. B. No. 74, by Whiteside: An Act entitled, "An Act to organize the University of Montana, and place under one management and at one location the State University, the State School of Mines, the College of Agriculture and Mechanic Arts and the State Normal college; to provide for the selection of a site for said University of Montana, and providing for the issuance of bonds and the submission of the same to the voters at the next general election," to Committee on Education.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee on Labor and Capital having had under consideration S. B. No. 34, being a bill for an Act entitled, "An Act providing for the payment of compensation to certain employees for accidental injury suffered in the course of their employment, and defining the rights, remedies and liabilities of certain employers and employees engaged in extra hazardous occupations," and

S. B. No. 12, being a bill for an Act entitled, "An Act creating the State Industrial Accident Commission, and providing an Industrial Accident Fund, making an appropriation for such fund, and providing for the administration of the terms of this Act, providing for the collection and disbursement of funds for the benefit, compensation and care of workmen, prescribing the duties of employers and workmen subject to this Act, and providing penalties for violation of the terms of this Act, abolishing in certain cases the defenses of assumption of risk, contributory negligence and the negligence of a fellow servant in actions for personal injury, and death, and providing for an inspection of industrial plants," today reported that in view of the exceptional importance of the proposed acts, and the further fact that two measures on the same subject are being considered in the House at this time, recommend that both bills aforesaid be printed, and be re-referred to the Committee on Labor and Capital, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the following bills having been read three several times and having been passed by the Senate are transmitted herewith for concurrence:

S. B. No. 14, being a Bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgement may be taken.."

S. B. No. 18, being a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for infraction of the provisions thereof."

S. B. No. 19, being a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing penalties for the infraction of the provisions thereof."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 23, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that House Joint Resolution No. 3, having been read three several times, was today concurred in by the Senate and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that S. B. No. 7, being a bill for an Act entitled, "An Act to prohibit the sale, removal, disposal, concealment of mortgaged crops, without the written consent of the mortgagee, and providing a penalty therefor," having been read three several times, was today passed by the Senate, title agreed to, and is transmitted herewith for concurrence.

Also

That S. B. No. 8, being a bill for an Act entitled, "An Act to provide for the continuance of the lien of a mortgage on growing crops, and to repeal Section 5773, Revised Codes of Montana, 1907, having been read three several times, was today passed by the Senate, title agreed to, and is transmitted herewith for concurrence.

Very respectfully,

G. G. WATT, Secretary.

At this time deficiency claims sent to the House by the State Board of Examiners were referred to the Committee on Appropriations.

On motion of Day the clerk was instructed to correct the Journal of January 10th, 1913, to show the reference of House Joint Memorial

No. 1 by Meadors, petitioning Congress for the enactment of such legislation as will relieve the settlers under the Lower Yellowstone Project.

Referred to Committee on Federal Relations.

THIRD READING OF HOUSE BILLS.

H. B. No. 5, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—75.

Noes—None.

Absent and not voting: Burnett, Carnal, Eliel, Ezekiels, Graybeal, Hough, Jordan of Flathead, Largey, Murphy and Sickler—10.

Title agreed to.

H. B. No. 8, having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McNally, MacRae, Mains, Mayfield, Meadors, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—70.

Noes—None.

Absent and not voting: Burnett, Carnal, Crull, Ezekiels, Graybeal, Hough, Jahreiss, Jordan of Flathead, Largey, McMahon, Murphy, Rhoades, Sickler, Stewart and Walker—15.

Title agreed to.

H. B. No. 9 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith,

Spogen, Stewart, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—70.

Noes—None.

Absent and not voting: Blake, Burnett, Carnal, Ezekiels, Graybeal, Hough, Huddleston, Jordan of Flathead, Largey, McNaly, Mains, Maedors, Murphy, Sickler and Walker—15.

Title agreed to.

H. B. No. 10 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—75.

Noes—None.

Absent and not voting: Burnett, Ezekiels, Graybeal, Hough, Jordan of Flathead, Largey, Mains, Murphy, Rhoades, Sickler—10.

Title agreed to.

H. B. No. 51, having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—72.

Noes—Burns, Camp, Jewell and Spogen—4.

Absent and not voting: Burnett, Ezekiels, Graybeal, Hough, Jordan of Flathead, Largey, Murphy, Rhoades, Sickler—9.

Title agreed to.

On motion of Day, in accordance with the motion of Kirschwing, the House adjourned until 10:00 A. M. tomorrow at 3:50 P. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Twentieth Day.

Saturday, January 25th, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Nineteenth day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received:

YELLOWSTONE COUNTY TRADES AND LABOR ASSEMBLY.

Billings, Montana.

J. B. Annin,

Representative from Yellowstone County.

Dear Sir:

Whereas we are heartily in favor of Compulsory Compensation Act, thereby eliminating much delay, aggravation and expense of litigation between employer and employee,

Be It Therefore Resolved, By the Yellowstone County Trades and Labor Assembly that we recommend the passage of H. B. No. 1 as introduced by Dennis Murphy of Butte and would most respectfully recommend that you carefully consider the same.

YELLOWSTONE COUNTY TRADES & LABOR ASSEMBLY,

(Signed) FRANK LOCKWOOD,

President.

H. W. NELSON, Secretary.

Referred to Committee on Labor.

BILLINGS CHAMBER OF COMMERCE.

Resolved by the Billings Chamber of Commerce that we do most heartily endorse the plan for the creation of the Greater University as outlined and advocated by the Association for the Creation of a Greater University of Montana, which proposed the consolidation plan and inaugurated the movement for its accomplishment.

Resolved, That the Thirteenth Legislative Assembly of the State of Montana be and is hereby memorialized to enact such legislation as will carry into effect the said consolidation plan; that these resolutions be spread on the minutes of this association and that copies of same be forwarded to the President of the Senate and the Speaker of the House; and also to each of the members of the Legislative delegations of Big Horn, Carbon and Yellowstone counties; and that the latter be urged to use their influence and best endeavors to bring

about said consolidation, which we believe to be for the best interests of all concerned.

Respectfully submitted,

By W. A. SELVIDGE, President.

Unanimously adopted

January 18, 1913.

Attest: L. G. MONROE, Secretary.

Referred to Committee on State Institutions, Public Buildings and Grounds.

Missoula, Montana, January 22, 1913.

Hon. J. B. Henley,

Helena, Montana.

Dear Sir:

The Club Women of Missoula, numbering two hundred, are very anxious that the Henley bills—defining rape and raising the “age of consent” from sixteen years to eighteen years—be passed.

Respectfully,

(Signed) MRS. J. E. POWER, President.

MRS. J. L. WALLACE, Secy.

Referred to Committee on Public Morals, Charities and Reforms.

INTERNATIONAL TEXTBOOK COMPANY.

Missoula, Montana, January 22, 1913.

Members of the Thirteenth Legislative Assembly of the State of Montana,

Helena, Montana.

Honorable Gentlemen:

I notice that there is at this time a bill before the House proposing to change the “Age of Consent” from sixteen to eighteen. I think there can be no doubt in the mind of any thinking man or woman that this would be a big step toward the protection of the womanhood of this State. I trust that this bill will therefore find favor with this Legislature and become a law this session.

Very sincerely,

(Signed) MRS. C. A. BISBEE.

Referred to Committee on Public Morals, Charities and Reforms.

NOTICES OF BILLS.

The following notices were given:

By Spogen: A bill to enable the council of cities or towns to change the boundary lines of said cities or towns by disannexation of territory.

By Crull: A bill providing for a juvenile court procedure, providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining juvenile delinquent persons, and a delinquent child, providing a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying places for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing

methods and means to carry the provisions of this Act into effect, by adding sections thereto to be known as Sections 29, 30, 31, 32 and 33, providing for the appointment of a State Juvenile Court Matron and Deputy, and defining their duties and fixing their compensation.

By Fisher: A Bill relating to associations, companies and corporations transacting business similar to or approximately that of building and loan associations, and providing for the regulation and control of such corporations, companies or associations in the manner prescribed for the regulation and control of building and loan associations.

By King: A Bill to amend Section 2 of Chapter 136 of the Session Laws of the Twelfth Assembly relating to the issuance of reduced or free transportation by common carriers and providing penalties for violation thereof.

By Blair (Ravalli): A bill to provide for a bounty on planted orchard lands, for the purpose of paying expenses of inspection of orchards and the eradication of disease and pests.

By Smith: A bill to amend Section 2756 of the Revised Codes of Montana of 1907, relating to the disposition of license money.

PETITIONS.

The following telegrams were received:

Bloomington, Indiana, January 24th, 1913.

Speaker House of Representatives,

Capitol, Helena, Montana.

Have studied your plan for consolidating the educational institutions of Montana and regard it as the best solution of this problem ever passed in any state. If adopted, it will place Montana ahead of all the states educationally. If you do not consolidate, higher education in Montana will in my judgment always be a failure. This conviction led me to leave your state after I had labored in your university six years. You now have the opportunity of correcting what always seemed to me an irreparable mistake. You may put Montana on the educational map of the world. I believe you will do so. It is the greatest problem that ever confronted the people of Montana and is national in extent. My interest in your state leads me to send this message at my own expense.

(Signed) W. F. BOOK, Dean,
School Education, Indiana University.
Bloomington, Indiana, January 24, 1913.

Speaker of the House,
Helena, Montana.

I do not know what temporary and minor disadvantages there may be in the proposed plan for the consolidation of the higher educational interests of Montana. Whatever these may be they are nothing in comparison with the enormous permanent advantages of consolidation.

(Signed) W. L. BRYAN.

Palo Alto, Cal., January 24, 1913.

Speaker House of Representatives,
Helena, Montana.

Consolidation state institutions of university grade only way to build up efficient educational system. Sincerely hope that Montana may see her opportunity. Success in Montana matter of greatest importance to Montana and as influencing other states who have made the same initial blunder of scattering resources.

(Signed) DAVID STARR JORDAN,
President Stanford University.

These communications were referred to Committee on State Institutions, Public Buildings and Grounds.

REPORTS OF STANDING COMMITTEES.

Prescott from the Committee on Employees reported as follows:
Mr. Speaker:

Your Committee on House Employees beg leave to report and recommend the following named persons shall receive salary dating from the sixth instant:

Amelia Briedenbach, Anna Kelly, Catherine O'Donnell, Fred M. Rose, Sara Toughill, Florence Coffin, Agnes De Mers, Mrs. R. G. Young, Beatrice Polson, Erma Beaupree, Isabel Condon, Wm. Murphy, Clara Lawyer, Tilda C. Juleson, Minnie Bowers, Nellie Dolan, Evelyn Orbet, Myrtle Kelly.

Report adopted.

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 97, introduced by Blake, being a bill for an Act entitled, "An Act to regulate the granting of relief to indigent war veterans and their families," having had said bill under consideration, beg leave to report back to the House with the recommendation that it be referred from the Appropriation Committee to the Committee on Townships and Counties.

Report adopted and H. B. No. 97 referred to Committee on Townships and Counties.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 113, introduced by Day, being a bill for an Act entitled, "An Act providing for the appointment of a commission to participate in the celebration of the fiftieth anniversary of the Battle of Gettysburg, and appropriating the sum of Two Thousand Dollars to defray the expense thereof," after having had said bill under consideration, report same back to the House with the recommendation that it do not pass.

McNally moved the adoption of the report.

Day moved as a substitute that H. B. No. 113 be printed.

Substitute motion prevailed by a vote of more than one-third of the members present.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 131, introduced by Pope, a bill for an Act entitled, "An Act for Boys' and Girls' Institutes," after having said bill under consideration, report back to the House with the recommendation that it do not pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 132, introduced by Kemmis, being a bill for an Act entitled, "An Act appropriating money for women's institutes," after having had said bill under consideration beg leave to report back to the House with the recommendaion that it do not pass.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 27, a bill for an Act entitled, "An Act to establish a seed lien," having had the same under due consideration, beg leave to report and recommend that the same do not pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 17, a bill for an Act entitled, "An Act to amend Sections 7291, 7293, 7299 of the Revised Codes of Montana of 1907, relating to mechanics' liens," having had the same under due consideration, beg leave to report and recommend that the same do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 40, a bill for an Act entitled, "An Act to amend Section 3298 of the Revised Codes of 1907, relating to the jurisdiction of police court in civil and criminal cases," having had the same under due consideration beg leave to report and recommend that same be referred to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 46, a bill for an Act entitled, "An Act to punish the making or use of false statements to obtain capital or credit," having had same under due consideration, beg to report and recommend that same do not pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 14, a bill for an Act entitled, "An Act to establish a threshing lien," having had same under due consideration, beg leave to report and recommend that same do not pass.

Report adopted.

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs to whom was referred H. B. No. 65, being a bill for an Act entitled, "An Act to amend Section 1500, Revised Codes of Montana, 1907 (defining the term Communicable Disease), return same to the House with the recommendation that the same do pass.

Report adopted.

Kirschwing from the Committee on Insurance reported as follows:

Mr. Speaker:

Your Committee on Insurance to whom was referred H. B. No. 86 introduced by Sweet, a bill for an Act entitled, "An Act to amend Section 4062, of the Revised Codes of the State of Montana, 1907, as amended by the laws of Montana, 1909, relating to the manner in which insurance companies, associations and partnerships, may transact business in the State of Montana," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Kirschwing from the Committee on Insurance reported as follows:

Mr. Speaker:

Your Committee on Insurance to whom was referred H. B. No. 108, introduced by Brower, a bill for an Act entitled, "An Act providing that the amount of insurance written upon real property shall be taken conclusively to be the true value thereof," having had said bill under consideration beg leave to report the same back to the House with the recommendation that it do not pass.

Report adopted.

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

Your Committee on Public Morals, to whom was referred H. B. No. 130, introduced by Pope, being a bill for an Act entitled, "An Act to regulate marriage and the issuance of marriage licenses, prohibiting marriages in certain cases, providing penalties for the provisions of this Act, and repealing all Acts or parts of Acts in conflict herewith," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture having had under consideration H. B. No. 119, a bill for an Act entitled, "An Act to compensate owners of tuberculous cattle, glandered horses and horses afflicted with dourine, when said livestock are killed according to law, and making appropriations therefor," report same back to the House with the recommendation that same do pass.

Report adopted.

No objection being offered, Drinkard and Pope were each granted permission to introduce a bill without previous notice having been given.

On motion of Day, the Committee on Printing was instructed to have 500 copies of H. B. No. 118 printed.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Brower: H. B. No. 150. A bill for an Act entitled, "An Act to amend Section 2820 and Section 2821 of the Revised Codes of Montana of 1907, altering the boundary line of Flathead, Missoula and Sanders counties."

By Day: H. B. No. 151. A bill for an Act entitled, "An Act to enable the State of Montana to purchase 400 maps of the State of Montana for state and school purposes."

By Day: H. B. No. 152. A bill for an Act entitled, "An Act to provide for the establishment of a Board of Agricultural Examiners, and providing certain requirements and qualifications for the practice of architects in the State of Montana.

By Annin: H. B. No. 153. A bill for an Act entitled, "An Act to amend Section 3808 of the Revised Codes of Montana of 1907, as amended by Chapter 106 of the Session Laws of 1909, and to amend Section 3825 of the Revised Codes of Montana of 1907, as amended by the Act of the Tenth Legislative Assembly of Montana, approved March 7, 1907, and as amended by Chapter 106 of the Session Laws of 1909, and to amend Section 3826 of the Revised Codes of Montana of 1907, as amended by Chapter 106 of the Session Laws of 1909, and to repeal Section 4 of Chapter 106 of the Session Laws of 1909, in that certain Act entitled: 'An Act to amend Sections 3808, 3825 and 3826 of the Revised Codes of Montana of 1907, relating to corporations, and to authorize corporations to acquire, own, hold, mortgage, pledge

and dispose of capital stock, bonds, securities and other evidences of indebtedness of other corporations.

By Kiley: H. B. No. 154. A bill for an Act entitled, "An Act to establish a State Athletic Commission and regulating boxing and sparring in the State of Montana."

By Mayfield: H. B. No. 155. A bill for an Act entitled, "An Act to provide for the partial support of women who are the mothers of one or more children under the age of sixteen years, where the husband is dead, insane, a convict, or constitutionally unable to provide for his family."

By Blair (Powell): H. B. No. 156. A bill for an Act entitled, "An Act to regulate the sale of intoxicating liquor, and to prohibit the sale of intoxicating liquor upon election days, and to provide for the enforcement of this Act, and to fix a penalty for violation thereof."

By Poulsson: H. B. No. 157. A bill for an Act entitled, "An Act to prevent the spread of noxious weeds, by threshing machines and conveyances used in threshing, providing how said machines and conveyances shall be cleaned, and fixing the penalty for any violation."

By Meadors: H. B. No. 158. A bill for an Act entitled, "An Act to amend Section 3909 of the Revised Codes of Montana of 1907, relating to banks of discounts and deposit, so that said banks may incorporate with a minimum capital stock of Ten Thousand (\$10,000.00) Dollars."

By Gould: H. B. No. 159. A bill for an Act entitled, "An Act creating the Department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof and fixing their salaries."

By Gould: H. B. No. 160. A bill for an Act entitled, "An Act to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officials thereof."

By Jordan (Dawson): H. B. No. 161. A bill for an Act entitled, "An Act to amend Section 3231, relating to the qualifications of Electors at municipal elections, and fixing the qualifications of Electors at municipal elections."

By Blair (Ravalli): H. B. No. 162. A bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Article XII of the Constitution of the State of Montana, relating to revenue and taxation, by adding a new section thereto to be numbered Section 19."

By Drinkard: H. B. No. 163. A bill for an Act entitled, "An Act providing for an assistant to the State Law Librarian, and providing for the salary of such assistant."

By Drinkard: H. B. No. 164. A bill for an Act entitled, "An Act fixing the salary of city officers of cities of the third class wherein there exists or wherein there may hereafter exist a commission form of government."

By Pope: H. B. No. 165. A bill for an Act entitled, "An Act to repeal Sections 2092, 2093 and 2094 of the Revised Codes of the State of Montana, 1907, concerning toll for grinding grain, and providing for regulations of grist mills, and mills operated by all persons, corporations or co-operative companies within the State of Montana, prescribing the amount of toll charged by such mill, declaring them to be public utilities, and compelling the acceptance of grist by all persons, corporations or co-operative companies engaged in milling grain within this state, and regulating the order in which all grist brought to such mills shall be ground, and prescribing penalties for the violation thereof."

By Mains: H. B. No. 166. A bill for an Act entitled, "An Act to remove the Montana State Fair from its present location to fix its location at Great Falls; to provide for the purchase of a site and the improvement thereof, and to appropriate money to carry this Act into effect."

INTRODUCTION OF SENATE BILLS.

The following Senate Bills were introduced and placed on file:

By Larson: S. B. No. 7. A bill for an Act entitled, "An Act to prohibit the sale, removal, disposal or concealment of mortgaged crops without the written consent of the mortgagee, and providing a penalty therefor."

By Larson: S. B. No. 8. A bill for an Act entitled, "An Act to provide for the continuance of the lien of a mortgage on growing crops, and to repeal Section 5773, Revised Codes, 1907."

By Whiteside: S. B. No. 14. A bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgement may be taken."

By Larson: S. B. No. 18. A bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for the infraction of the provisions thereof."

By Larson: S. B. No. 19. A bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for the infraction of the provisions thereof."

MOTIONS AND RESOLUTIONS.

On motion of Day the Committee on Printing was instructed to immediately furnish the members of the House with a sufficient number of blank notices and blank committee reports.

Rhoades was granted unanimous consent to introduce a resolution at this time.

Cutts offered the following resolution:

Mr. Speaker:

Whereas, it has become a daily practice in the House for certain members to ask to revert back to some certain order of business; and,

Whereas, such motions usually serve no good purpose and only tend to delay and retard the business of the House,

Now, Therefore, Be It Resolved, That no motion or request to

revert back to any certain order of business after that order shall have been passed, shall be declared carried except upon a two-thirds vote of the members present.

Resolution adopted.

Mr. Speaker at this time gave notice that he was about to sign S. B. No. 1, a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana relating to the rights of suffrage and qualifications to hold office," and signed same in the presence of the House.

No objection being offered, Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Fishbaugh from the Committee on Agriculture reported as follows:
Mr. Speaker:

Your Committee on Agriculture having had under consideration H. B. No. 133, introduced by Mains, entitled, "A bill for an Act entitled, 'An Act to amend Section 2082 of the Revised Codes of Montana of 1907, relating to legal fences,'" recommend that the same be withdrawn, and in lieu thereof Committee Bill be substituted for same with the recommendation that it be passed.

Fishbaugh moved the adoption of the report.

Day moved as a substitute that the report be re-referred to the Committee on Agriculture and that said committee introduce a new bill in the regular way.

Substitute motion prevailed.

Kirschwing moved that a committee of two be appointed to escort Mr. and Mrs. Charles Russell, the cowboy artist and his wife, to the Speaker's platform.

Motion prevailed and Kirschwing and Higgins were appointed on said committee.

On motion of Norton, the House took a recess at 11:25 a. m. until 11:40 a. m.

HOUSE RESUMED.

Mr. Speaker in the chair.

Norton moved that when this House adjourn today, it adjourn until 2 P. M. Monday, January 27, 1913.

Motion prevailed.

READING OF SENATE BILLS.

S. B. No. 7, read first and second times by title only and referred to Committee on Agriculture.

S. B. No. 8, read first and second times by title only and referred to Committee on Agriculture.

S. B. No. 14, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 18, read first and second times by title only and referred to Committee on Corporations other than Municipal.

S. B. No. 19, read first and second times by title only and referred to Committee on Corporations other than Municipal.

READING OF HOUSE BILLS.

H. B. No. 150, read first and second times by title only and referred to Committee on New Counties.

H. B. No. 151, read first and second times by title only and referred to Committee on Education.

H. B. No. 152, read first and second times by title only and referred to Committee on State Boards and Officers.

H. B. No. 153, read first and second times by title only and referred to Committee on Corporations other than Municipal.

H. B. No. 154, read first and second times by title only and referred to the Committee on Affairs of Cities.

H. B. No. 155, read first and second times by title only and referred to the Committee on Judiciary.

H. B. No. 156, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 157, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 158, read first and second times by title only and referred to Committee on Banks and Banking.

H. B. No. 159, read first and second times by title only and referred to Committee on State Boards and Officers.

H. B. No. 160, read first and second times by title only and referred to Committee on State Boards and Officers.

H. B. No. 161, read first and second times by title only and referred to Committee on Privileges and Elections.

H. B. No. 162, read first and second times by title only and referred to Committee on Ways and Means.

H. B. No. 163, read first and second times by title only and referred to Committee on Libraries.

H. B. No. 164, read first and second times by title only, and referred to Committee on Affairs of Cities.

H. B. No. 165, read first and second times by title only, and referred to Committee on Public Utilities and State Commissions.

H. B. No. 166, read first and second times at length, and referred to Committee on Fairs and Expositions.

On motion of Norton, the House adjourned until 11:50 A. M. until 2 P. M., January 27, 1913.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Twenty-Second Day.

Monday, January 27, 1913.

House met pursuant to adjournment to 2:00 P. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Twentieth day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received:

RESOLUTION.

WHEREAS, It has been called to the attention of the County Clerks' Convention that notice of a bill to amend Section 2864, Revised Codes of 1907, relating to the transcribing, comparing and certifying of county records, has been given in the Legislative Assembly, providing that said work of compensation be completed within a period not to exceed sixty days from the time said transcript, or any part thereof, shall have been delivered to the County Clerk for comparison.

BE IT RESOLVED, That it is the sense of this convention that said time is entirely inadequate for the proper performance of said comparing. Also that it is the opinion of the convention that the present law is sufficient.

(Signed)

J. LEE SEDGWICK,
JOHN H. DEVINE,
SAMUEL CARPENTER,
F. E. WILLIAMS,
Committee.

Unanimously adopted by this association.

R. J. COLE, President.

E. H. SCHUMACHER, Secretary.

Referred to Committee on Townships and Counties.

CASCADE COUNTY TRADES AND LABOR ASSEMBLY.

Great Falls, Montana, January 25th, 1913.

Hon. A. D. Macdonald,
Helena, Montana.

Dear Sir:

The Cascade County Trades and Labor Assembly, at its regular meeting held Friday evening, January 24, by vote instructed me to communicate with you and to advise that this organization has by unanimous vote endorsed H. B. No. 1, "Workmen's Compensation Act," and to respectfully request that you lend your efforts in the support of this measure.

Anticipating favorable action on your part in this matter, and thanking you in advance for whatever assistance you may render the working people, we are,

Respectfully yours,

CASCADE COUNTY TRADES AND LABOR ASSEMBLY,

By W. A. SMITH, Secretary.

Referred to Committee on Labor.

Miles City, Montana, January 26, 1913.

Mr. Macdonald,

Care House of Representatives,

Helena, Montana.

At a meeting of Lodge 811, Brotherhood of Railroad Trainmen, held at Miles City January 26, the Compensation Act unanimously opposed in its entirety.

(Signed) W. H. THISTLEWOOD.

Referred to Committee on Labor.

On motion of Stewart all further communications were referred to proper Committees without being read before the House.

The following communication was received:

RETAIL MERCHANTS' ASSOCIATION OF MONTANA.

Helena, Montana, January 27, 1913.

The Honorable Speaker of the House, Capitol Building,

Helena, Montana:

Dear Sir:

I am directed by the Retail Merchants' Association of Montana in convention assembled to extend to the merchants of your Honorable House an invitation to meet with us this evening at 8 o'clock. The meeting will be informal and only matters pertaining to the welfare of the merchants of the state will be discussed.

We would esteem it a favor if you would have this letter read in the House, so that such merchants as desire may be able to attend this meeting.

Yours truly,

(Signed:) CHARLES AUSTIN,

Secretary.

NOTICES OF BILLS.

The following notices were given:

By Davidson: A Bill to regulate the sale of beef and provide a penalty for the violation thereof.

By Holt: A Bill relating to taxation of mortgages, deeds of trust, contracts or obligations, upon real property, given to secure payment of debts, and to amend Sections 2498, 2501, 2502, 2578 and 2579 of the Revised Codes of Montana of 1907.

By Davidson: A Bill to amend Section 4378 of the Revised Codes of 1907, relating to the powers of the State Board of Railroad Commissioners.

By Fishbaugh: A Bill to amend Section 2082 of the Revised Codes of Montana, 1907, relating to legal fences.

By Jewell: A Bill to amend Chapter VIII. of Part I, Title VII. of the Revised Codes of Montana of 1907, relating to Conspiracy and Trusts, and the punishment therefor, by repealing the present Sections 8285 and 8289 thereof, and by adding a new section to be known as Section 8285, prohibiting the formation of trusts, combinations in restraint of trade and monopolies, and prescribing the punishment for violation of said new Section.

By Kuphal: A bill to amend Chapter 117 of the Twelfth Legislative Session, Laws of 1911, relating to fees of County Clerks.'

By Conner: A Bill relating to sold storage warehouses and the branding of packages containing food supplies and food products stored therein, and discharged therefrom, and providing penalties for the violation thereof.

By Blake: A Bill to exempt honorably discharged sailors and soldiers of the War of the Rebellion and honorably discharged sailors and soldiers of the war with Spain, the Philippine insurrection and Boxer uprising in China, from the payment of road tax and poll tax.

By Lovelace: A Bill to amend Section 4507 and 4508, Revised Codes, State of Montana, of 1907, relating to servitude and easements.

By Lovelace: A Bill to provide for the construction, maintenance and operation of a fish hatchery at Livingston, and to appropriate money for the construction, operation and maintenance thereof.

By Lovelace: A Bill appropriating money for the purpose of reimbursing the owners of dairy cattle killed under the provisions of Chapter 146, Laws of Montana of 1911, and providing for the form of, and manner of presenting claims against the State for such reimbursement.

By Rhoades: A Bill for an Act to provide for the regulation of sale of articles by weight, measure or numerical count, and creating the office of State Sealer of Weights and Measures.

By Spogen: A Bill for an Act entitled, "An Act to provide a deputy State Coal Mine Inspector to be under the supervision of the State Coal and Mine Inspector, and defining his duties and qualifications and salaries."

REPROTS OF STANDING COMMITTEES.

Hustead from the Committee on Rules reported as follows:

Mr. Speaker:

We, your Committee on Rules, beg leave to report as follows: We have carefully gone over the House Rules of the Twelfth Legislative Assembly, which were adopted as the temporary rules of the Thirteenth Session, and herewith return same to the House, re-written, rearranged and in some slight particulars, amended.

We have endeavored to group all rules bearing on the same subject, as nearly as possible under one general heading, and in following out this scheme it has been necessary to take portions from certain rules and add same to certain other rules, and in one or two cases a complete rule has been cut out and incorporated as an additional section to another one.

Additional words and phrases have often been used to make the subject matter more readily understood, but no material changes have been made, except that we have added one section requiring standing committees to report on referred bills within seven days unless further time be granted by order of the House.

With this explanation we herewith submit the new rules and unanimously recommend that they be adopted as the permanent House Rules of the Thirteenth Legislative Assembly.

Pope moved the adoption of the report.

Day moved as an amendment that the report of the Committee on Rules be adopted and the Rules of the Twelfth Legislative Assembly as re-arranged and re-written be made the Rules of the House.

Ezekiels moved that the new Rules be printed, and laid on the desks of the members before being adopted.

Eliel moved as an amendment to the amendment that the Rules as recommended by the Committee on Rules be read section by section and considered by the House.

Kirschwing moved as a substitute that this question of Rules be made a Special Order for 11:00 A. M. tomorrow.

Cutts moved the previous question.

Motion prevailed.

Substitute motion of Kirschwing lost.

Motion of Eliel lost.

Motion of Ezekiels lost.

Motion of Day prevailed.

Camp moved that the Committee be instructed to have printed a sufficient number of these Rules in pamphlet form.

Cutts moved an amendment that the printing be deferred until such time as the Joint Rules can be incorporated in said pamphlet.

Amendment lost.

Motion of Camp carried.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Joint Resolution No. 3, beg leave to report the same back as correctly enrolled.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report House Bill No. 103 as correctly printed, and H. B. No. 103 as placed on General Orders.

Prescott from the Committee on Employees reported as follows:

Mr. Speaker:

Your Committee on House Employees beg leave to report and recommend that the following persons be added to the list of House Employees:

Mrs. E. B. Hathaway—Clerk on Committee of Public Morals.

Virginia McNeill—Assistant Bill Clerk.

Report adopted.

Mr. Speaker at this time announced that he was about to sign H. J. R. No. 3, a Resolution providing for an assistant in the Law Library during the sitting of the Legislative Assembly, and signed same in the presence of the House.

Sweet from the Committee on Sanitary Affairs reported as follows:
Mr. Speaker:

Your Committee on Sanitary Affairs to whom was referred House Concurrent Resolution No. 1, introduced by Holt, asking for the appointment of a Committee consisting of two members of the House, and two members of the Senate for the purpose of inspecting and reporting to their respective bodies the sanitary condition of the State Reform School located at Miles City, Montana, recommend that action be deferred upon this resolution until Monday, January 27, 1913, at 4 o'clock P. M., when all interested in this matter are invited to meet with the Committee in a public building to discuss the same.

Report adopted.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 45, introduced by Rhoades, being a Bill for an Act to amend Section 3402 of the Revised Codes of Montana of 1907, relating to the sale of delinquent property for taxes, report same back to the House with the recommendation that it be indefinitely postponed, and in lieu thereof your Committee on Affairs of Cities asks leave to introduce as a substitute for House Bill 45, a Bill for an Act to amend Section 3402 of the Revised Codes of Montana of 1907, relating to the sale of delinquent property for taxes in special improvement districts and ratifying certain previous sales.

Report adopted.

Rhoades from the Committee on Corporations other than Municipal reported as follows:

Mr. Speaker:

Your Committee on Corporations other than Municipal, having had under consideration Senate Bill No. 18, a Bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for infraction of the provisions thereof," and Senate Bill No. 19, a Bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for the infraction of the provisions thereof," do hereby recommend that said bills be concurred in.

Report adopted.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Murphy, H. B. No. 167: A Bill for an Act entitled, "An Act relating to the appointment of Deputy Sheriff, Constables and other peace officers in Counties, Cities and Towns of this State, and to fix a penalty for the violation of the provisions of this Act. and to repeal

all other Acts and parts of Acts in conflict herewith."

By Crull, H. B. No. 168: A Bill for an Act entitled, "An Act providing for juvenile court procedure, providing for the appointment of probation officers, outlining their duties, and specifying their compensation, defining juvenile delinquent persons, and a delinquent child, providing a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying places for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing methods and means to carry the provisions of this Act into effect" by adding Sections thereto to be known as Sections 29, 30, 31, 32 and 33, providing for the appointment of a State Juvenile Court Matron and Deputy, and defining their duties and fixing their compensation.

By Committee on Judiciary, H. B. No. 169: A Bill for an Act entitled, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907, relating to proceedings for the recovery of escheated property or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted."

By Smith, H. B. No. 170: A Bill for an Act entitled, "An Act to amend Section 2756 of the Revised Codes of Montana of 1907, relating to the disposition of moneys for licenses."

By Blake, H. B. No. 171: A Bill for an Act entitled, "An Act to amend Section 3 of Chapter 45, Laws of 1909, relating to the compensation of officers and employes of the Legislative Assembly."

By Lovelace, H. B. No. 172: A Bill for an Act entitled, "An Act to establish the lawful standard ton and bushel for use in the State of Montana, and providing penalties for the violation thereof."

By King, H. B. No. 173: A Bill for an Act entitled, "An Act to amend Section 2 of Chapter 136 of the Session Laws of the Twelfth Assembly relating to the issuance of reduced or free transportation by common carriers, and providing penalties for violation thereof."

By Phillips, H. B. No. 174: A Bill for an Act entitled, "An Act for the extirpation and prevention of the dissemination of certain noxious weeds in the State of Montana."

By Stewart, H. B. No. 175: A Bill for an Act entitled, "An Act establishing and definitely defining the boundary lines of Gallatin County, Montana, and to amend Section 2801 of the Revised Codes of the State of Montana of the year 1907, relating thereto; and to make the boundaries of Broadwater County conform to the boundaries of Gallatin County as established by this act."

By Cookingham, H. J. M. No. 2: Regarding International Boundary line.

By Lovelace, H. J. M. No. 3: Petition to Congress to enact such legislation as will permit the construction of a steam or electric railroad from Gardiner, Montana, through and across a portion of the Yellowstone National Park, to Cooke City, Montana.

MOTIONS AND RESOLUTIONS.

Eliel offered the following Resolution:

RESOLUTION REGARDING PROCEDURE IN THE CASE OF SUBSTITUTE BILLS INTRODUCED BY STANDING COMMITTEE.

Resolved, That it is the sense of the House that consideration of expeditious transaction of business requires the substitute bills introduced by a standing committee shall follow the same course as if the original bill had been reported by the said Committee and recommended for passage, namely, that said substitute bills be read first and second times and immediately referred to the Printing Committee and placed on General Orders as soon as reported correctly printed.

On motion of Working, above Resolution was referred to the Committee on Rules, Joint Rules and Order of Business.

READING OF HOUSE BILLS.

H. B. No. 167, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 168, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 169, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 170, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 171, read first and second times by title only and referred to Committee on House Employes.

H. B. No. 172, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 173, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 174, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 175, read first and second times by title only and referred to Committee on New Counties and Divisions.

H. J. M. No. 2, read first and second times by title only and referred to Committee on Federal Relations.

H. J. M. No. 3, read first and second times by title only and referred to Committee on Federal Relations.

No objection being offered Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on Live Stock and Public Ranges reported as follows:

Mr. Speaker:

Your Committee on Live Stock and Public Ranges to whom was referred House Bill No. 39, a Bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907, relating to legal fences," after having had same under consideration beg leave to submit same back to the House with the recommendation that it do not pass.

Report adopted.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President today excused Senators George, Darroch and Stevens from attendance on tomorrow's session and also Senator Dearborn, until Tuesday.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of the introduction of the following bills was today given as follows:

By Abbott: A Bill for an Act entitled, "An Act establishing the Montana State Highway."

By Leary: A Bill for an Act entitled, "A Bill for an Act to fix, define and determine the boundaries of Lincoln County, Montana."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced by unanimous consent, without previous notice, read first and second times, and referred:

Senate Bill No. 76, by Asbridge: A Bill for an Act entitled, "An Act to regulate Common Carriers, and to provide for certain appliances, rules and regulations looking to the safety of the traveling public and employes upon railroads or railway trains; to provide for the inspection of tracks, switches, ties, road bed, bridges, culverts, rights of way, tunnels and all structures with a view of determining their safety; to compel the installation of suitable platforms and station-houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise) the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or unloading tracks and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana certain power in relation to all the foregoing; giving the District Court the power to enforce the rulings of the Commission; giving both parties

the right of trial by jury and appeal, and providing a penalty for the violation of this act." Referred to Committee on Railroads and Transportation.

Senate Bill No. 77, By Boardman: A Bill for an Act entitled, "An Act to create the County of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson County to conform thereto." Referred to Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred:

Senate Bill No. 78, by Byrnes: A Bill for an Act entitled, "An Act to improve conditions affecting the health of certain workmen engaged in operating street railway cars or trolley cars; and providing for the heating of street car, trolley car vestibules during certain seasons." Referred to Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 79, by Byrnes: A Bill for an Act entitled, "An Act to promote the safety of passengers and employes on street railway cars and trolley cars, and to provide for the use of certain safety appliances on all street railway car or trolley cars used in regular service of conveying passengers in this State, and prescribing penalties for failure to comply with the provisions of this Act." Referred to Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 80, by Duncan: A Bill for an Act entitled, "An Act to repeal Section 9289 of the Revised Codes of Montana of 1907, relating to evidence of false pretenses." Referred to Committee on Judiciary.

Senate Bill No. 81, by Cato: A Bill for an Act entitled, "An Act to repeal Section 1904 of the Revised Codes of Montana of 1907, as amended by Chapter 50 of the Twelfth Session Laws of 1911; and to repeal Sections 1905, 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915 and 1916 of the Revised Codes of Montana of 1907, relating to bounties for killing wild animals." Referred to Committee on Stock Growing and Grazing.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 5, being a bill for an Act entitled, "An Act to provide for a Board of County Commissioners, fixing their terms of office, and for the

division of each county into Districts to be numbered and known as Commissioner Districts," was today withdrawn from the Printing Committee and referred to the Committee on Counties, Towns and Municipal Corporations.

Also

That Senate Bill No. 20, being a bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans of money, providing a penalty for violation thereof; and to amend Section 5212, Revised Codes of Montana of 1907," was today withdrawn from the General File and referred to the Printing Committee.

Also

That Senate Bill No. 69, being a Bill for an Act entitled, "An Act to amend Section 44 of Chapter 146 of the Laws of Eleventh Legislative Assembly of the State of Montana, passed and approved March 18, 1909, relating to the sale of bonds of irrigation districts," was withdrawn from the Committee on Irrigation and Water Rights, and referred to the Committee on Insurance.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were today received by the Senate, read first and second times and referred:

House Bill No. 13, by Higgins, to the Committee on Judiciary.

House Bill No. 21, by Working, to the Committee on Judiciary.

House Bill No. 29, by Kirschwing, to the Committee on Judiciary.

House Bill No. 48, by Mayfield, to the Committee on Judiciary.

Also

That the following House Joint Resolutions were today read first and second times and referred:

House Joint Resolution No. 1, to the Committee on Public Lands.

House Joint Resolution No. 2, to the Committee on Elections and Privileges.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Printing today reported Senate Bill No. 56 as correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 54, being a Bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1642, 1643, 1644, 1647, 1648, 1649, 1650, 1651, 1652, 1655, 1656, 1657, 1659 and 8444 of the Revised Codes of 1907, and to amend Section 1641 of said Codes, as the same was amended by Chapter 10 of the Session Laws of the Twelfth Legislative Assembly of the States of Montana, and to repeal Sections 1658 and 8468 of said Codes, all relating to Inspection and Operation of Steam Boilers within the State of Montana, and including the examining and licensing of Engineers therefor," today reported the same back with the recommendation that the bill do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 56, being a Bill for an Act entitled, "An Act to amend Section 3180 of the Revised Codes of the State of Montana, relating to Trial Jurors," today reported the same back with the recommendation that the bill do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 71, being a Bill for an Act entitled, "An Act to amend Section 2199 of the Revised Codes of the States of Montana, relating to the giving of notice to the State Board of Land Commissioners of certain bond sales, and prescribing penalties for failure to comply with such provision," today reported the same back with the recommendation that the bill do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 72, being a Bill for an Act entitled, "An Act to amend Section 786, 2196 and 2197 of the Revised Codes of the State of Montana, 1907, as amended by Chapter 76 of the Laws of the Eleventh Legislative Assembly of the State of Montana, relating to the investment of the funds of the State Normal School, permanent University fund, permanent Agricultural College Fund and permanent School Funds," today reported the same back with the recommendation that the same do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary to whom was referred Senate Bill No. 9, being a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to the Constitution, amending Section 21 of Article V, relating to the time for the introduction of bills in the Legislative Assembly,"

today reported the same back with the recommendation that the bill be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 59, being a bill for an Act entitled, "An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana, 1907, and Chapter 127 of the Acts of the Legislative Assembly of the State of Montana, being an act entitled, 'An Act to empower city and town councils to pay in installments for any improvements which are to be paid for special assessment against any property, and for such installments to issue annual interest bearing warrants and to levy and collect assessments to pay for the same, and to extend the payments of installments over any period not exceeding eight years,' approved March 8, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest bearing coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana, may bear an engraved or lithographed fac simile signature of the Mayor and City or Town Clerk of such city or town,' approved March 2, 1911," today reported same back with the recommendation that the bill be referred to the Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate, after consideration of business on the general file, today reported recommending that the following bills be passed, and that the report was adopted, and bills referred to the Engrossing Committee:

Senate Bill No. 2, a "Bill for an Act entitled, "An Act to amend Section 9720 of the Revised Codes relating to the appointment and tenure of office of the warden of the State Prison."

Senate Bill No. 25, a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to the State Constitution amending Section 17 of Article 5 relating to impeachment of the Governor and other State and Judicial officers, except Justices of the Peace; and providing for an additional method of trial and removal of District Judges and Justices of the Supreme Court."

Senate Bill No. 30, a Bill for an Act entitled, "An Act to amend Section 270 of the Revised 1907 Code of the State of Montana, relating to the storage and safekeeping of the records of the Grand Army of the Republic."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January, 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate, having had under consideration Senate Bill No. 35, being a Bill for an Act entitled, "An Act to amend Sections 5758, 5759, 5760, 5763 of the Revised Codes of Montana, relating to Chattel Mortgages," today reported recommending that the same do pass, with the following amendemtns:

"Amend Section 3 by striking out in line 49 (Printed Bill) the words 'City or Township' after the word 'The' and inserting in lieu thereof the word 'County,' and also, by striking out lines 49 and 50 (Printed Bill) the words 'Affidavit was executed, the' and inserting in lieu thereof 'Mortgages is filed, such.'"

And that the report was adopted and bill referred to Engrossing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times, were today passed by the Senate, title agreed to, and are herewith transmitted for concurrence:

Senate Bill No. 6, by Larson, being a Bill for an Act entitled, "An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation and to provide for the filing and foreclosing of such lien."

Senate Bill No. 13, by Groff, being a Bill for an Act entitled, "An Act to authorize the Government of the United States, the United States Commissioner of Fisheries and its or his duly authorized agents the right to conduct fish hatching and all operations connected therewith in any manner and at any time that may by them be considered necessary and proper, at a United States Fish Cultural Station, to be established by the Government of the United States in the State of Montana."

Senate Bill No. 27, by Willams, being a Bill for an Act entitled, "An Act to establish a Dry Land Sub-Experiment Station on certain lands in Powell County, to be operated with the use of prison labor,

under the direction of the Agricultural College, and appropriating money therefor."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred:

Senate Bill No. 85, by Asbridge: A Bill for an Act entitled, "An Act to amend Section 4 of Chapter 146, of the Session Laws of the State of Montana for the year 1909, relating to the creating of irrigation districts," to the Committee on Irrigation and Water Rights.

Senate Bill No. 86, by Whiteside: A Bill for an Act entitled, "An Act to amend Section 1291, Chapter 6 of the Political Code, Revised Codes of 1907, authorizing the admission of wives and widows of Soldiers or Sailors into the Soldiers' Home," to the Committee on Military Affairs.

Senate Bill No. 87, by Whiteside: A Bill for an Act entitled, "An Act to amend Section 1934, Chapter 121 of the Session Laws of 1911, regulating the collection of fees for the inspection of fruits and prescribing penalties for the violation of this Act," to Committee on Horticulture.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced by unanimous consent without previous notice, read first and second times and referred:

Senate Bill No. 82, by Edwards: A Bill for an Act entitled, "An Act to amend Chapter V, Title VII, Division I, Part IV of the Revised Codes of the State of Montana of 1907, by inserting in said Chapter a section to be numbered 4375-a, providing for the physical valuation of the property of common carriers doing business in the State of Montana, by the Board of Railroad Commissioners of the State of Montana, and providing penalties for violation of the provisions thereof," to Committee on Railroads and Transportation.

Senate Bill No. 83, by Edwards: A Bill for an Act entitled, "An Act to amend Chapter V., Title VII., Division I., Part IV., of the Revised Codes of the State of Montana of 1907, by inserting in said Chapter a Section to be numbered 4375-b, providing for the filing of annual reports with the Board of Railroad Commissioners of the State of Montana, by all common carriers subject to the provisions of said Chapter, specifying the information to be contained in such reports, the time

for filing same, and providing for penalties in case of failure to comply with the provisions of said section," to Committee on Railroads and Transportation.

Senate Bill No. 84, by Duncan: A Bill for an Act entitled, "An Act to amend Section 2 of Chapter 91 of the Twelfth Session Laws of 1911, relating to the payment of the expenses of District Judges when holding court in other counties than the counties where they reside," to Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of introduction of bills was today given as follows:

By Survant: A Bill for an Act entitled, "An Act to amend Section 3 of Chapter 112 of the Session Laws of 1911, entitled, 'An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties and providing penalties for the violation thereof.'"

By Survant: A Bill for an Act entitled, "An Act to amend Sections 1, 2 and 3 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof.'"

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the membership of the Senate Committee on Rules and Joint Rules was today increased from three to five by the addition of the following members of said Committee:

PRESIDENT W. W. McDOWELL,
SENATOR STOUT.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that S. B. No. 23 and substitute for S. B. No. 16 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 1, being a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 2 of Article IX of the Constitution of the State of Montana, relating to rights of suffrage and qualifications to hold office," was today reported as correctly enrolled, and signed by the President of the Senate in open session.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 38, being a Bill for an Act entitled, "An Act prescribing the powers and duties of the State Board of Equalization in the adjustment and equalization of the assessment and taxation of property in the various counties of the State," having been amended by the Committee on Counties, Towns and Municipal Corporations, was today referred to the said Committee for further consideration.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Insurance, to whom was referred Senate Bill No. 70, being a Bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in Irrigation District Bonds, in addition to other securities in which such insurance companies are now authorized to invest funds of such companies," today reported, recommending that same do pass.

Report adopted, and bill referred to the Printing Committee.

Also

That the Committee on Insurance, to whom was referred Senate

Bill No. 69, being a Bill for an Act entitled, "An Act to amend Section 44 of Chapter 146 of the laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, relating to the sale of bonds of irrigation districts," today reported, recommending that the bill do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Railroads and Transportation, to which was referred Senate Bill No. 62, being a Bill for an Act entitled, "An Act relating to the erection of platforms by railroads," today reported, recommending that the same do pass.

Reported adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole having had under consideration business on the general file today reported, recommending that the following bills pass; that the report was adopted and bills were referred to the Engrossing Committee.

Senate Bill No. 55, by Duncan, being a Bill for an Act entitled, "An Act to amend Section 33 of Chapter 113 of the Session Laws of 1911 of the State of Montana, relating to the registration of electors and providing that electors otherwise qualified shall not be required to register in order to vote at school elections in School Districts of the Third class."

Senate Bill No. 56, by Dearborn, being a Bill for an Act entitled, "An Act to authorize the attendant of the Supreme Court to exercise the functions and perform the duties of the Clerk of the Supreme Court, whenever said Clerk is incapacitated or absent."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times and referred to standing committees:

House Bill No. 5, introduced by Walker, to the Committee on Finance and Claims.

House Bill No. 8, introduced by Day, to the Committee on Judiciary.

House Bill No. 9, introduced by Day, to the Committee on Judiciary.

House Bill No. 10, introduced by Day to the Committee on Judiciary.

House Bill No. 51, introduced by Harmon, to the Committee on Agriculture and Manufactures.

Very respectfully,

G. G. WATT, Secretary.

On motion of Eliel the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Kirschwing in the Chair.

House resumed.

Mr. Speaker in the chair.

Kirschwing from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 37, a Bill for an Act entitled, "An Act to regulate the employment of Legislative lobby counsel and agents; to prohibit legislative counsel and agents from attempting to influence members of the Legislature otherwise than by appearance before Committees thereof; to provide for legislative dockets and the entering of the names of counsel and agents therein, and to provide for the return to Legislative expenses of counsel, agents and employers, and prescribing penalties and fixing punishment for violations of the provisions of this Act," having had the same under consideration, report same back to the House with the recommendation that same do pass and ask leave to sit again.

Report of the Committee of the Whole adopted.

Hustead from the Committee on Rules, Joint Rules and Order of Business reported as follows:

Mr. Speaker:

We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration the resolution regarding procedure in the case of substitute bills introduced by a standing committee this day adopted by the House, beg leave to report that Rule 11, Substitutes and Amendments, be amended so as to read as follows:

"1. No standing or select committee, or any member thereof, shall report any 'substitute' or 'amendment' for any bill or bills, or resolution, referred to such committee, which substitute or amendment relates to a different subject, or is intended to accomplish a different purpose than that of the original bill or resolution for which it is reported, or which, if adopted or passed would require a title essentially different from the title of the original bill or resolution; and any substitute, bill or resolution so reported, shall be rejected whenever the House is advised that the same is in violation of this rule.

"2. Any substitute, bill or resolution so reported shall be read a first and second time, referred to the Printing Committee, and when reported correctly printed shall be placed on General Orders.

"3. Section 1 of this rule shall not be suspended."

Report adopted.

On motion of Norton the House adjourned at 5:20 P. M. until 10:00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Twenty-Third Day.

Tuesday, January 28, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-second day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received:

WASHINGTON UNIVERSITY.

St. Louis, January 24, 1913.

The Speaker of the House of Representatives,
Helena, Montana:

Dear Sir:

I am much interested in the plan, which I understand is being proposed for the creation of a greater University in Montana. This is exactly in line with a policy which I earnestly advocated some years ago, before the Association of Southern Colleges and Secondary Schools. Our educational arrangements have been allowed to grow without much direction, and our communities have been involved in a great deal of wasteful expenditure. I think that many of our states, which are now supporting a number of separate, more or less feeble institutions, would profit greatly by concentration. Each part of the work would be very much better done, and the whole system would gain great headway from the union and more effective co-operation of all the parts. I recognize the difficulties that present themselves in making desirable modifications, but as President Eliot would remark, "the difficulty of the task constitutes no reason for declining it."

Very truly yours,

(Signed:) D. F. HOUSTON,

Chancellor.

Referred to Committee on State Institutions, Public Buildings and Grounds.

No objection being offered, the Committee on Appropriations was excused for a short time from being in attendance in the House.

NOTICES OF BILLS.

The following notices were given:

By McMahon: A Bill to add to the Revised Codes of Montana of 1907, a section to be numbered 7951-a, providing for the admission of books of account in evidence and the effect of such books when admitted.

By Cookingham: A Bill declaring it unlawful, and providing penalties for any person to provide, manage or keep any room, building, float, vessel or premises in this state wherein any persons may assemble and congregate, to bet and wager money upon horse races and other contests run and decided in this State, or to aid or abet another in doing so, or to assemble or bet or wager therein.

REPORTS OF STANDING COMMITTEES.

Sweet from the Committee on Sanitary Affairs reported as follows:
Mr. Speaker:

Your Committee on Sanitary Affairs to whom was referred House Concurrent Resolution No. 1, asking for the appointment of a Committee of two members from the House and two members from the Senate for the purpose of inspecting a report to their respective bodies the sanitary condition of the State Reform School located at Miles City, **Montana**, after having same under consideration report back a substitute therefor to be known as Substitute House Concurrent Resolution No. 1, introduced by Committee on Sanitary Affairs, with the recommendation that the same do pass and that further consideration of the original House Concurrent Resolution be indefinitely postponed.

Sweet moved the adoption of the report.

Blake moved as an amendment that the report contain the word "Substitute" after the words "known as."

Amendment prevailed.

Report as amended adopted.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred House Bill No. 38, introduced by King, a Bill for an Act to amend Article XII. Section 3 of the Constitution of the State of Montana, relative to the taxation of mines and mining claims, having had the same under consideration recommend that it be indefinitely postponed.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

We, your Committee on Agriculture, who have had under consideration House Bill No. 117, being a Bill for an Act entitled, "An Act providing for registration of names of farms and ranches within the State and providing for the payment of fees therefor," do recommend that the same do pass.

Report adopted.

INTRODUCTION OF BILLS.

The following Bills were introduced and placed on file.

By Committee on Affairs of Cities, Substitute for H. B. No. 45: A Bill for an Act entitled, "An Act to amend Section 3402 of the Revised Codes of Montana of 1907, relating to the sale of delinquent property for taxes, in special improvement districts, and ratifying certain previous sales."

By Comimtte on Agriculture, Substitute for H. B. No. 133: A Bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907, relating to legal fences."

By Kuphal: H. B. No. 176. A bill for an Act entitled, "An Act to amend Chapter 117, of the Twelfth Legislative Assembly Session Laws of 1911, relating to fees of County Clerks."

By Murray: H. B. No. 177. A bill for an Act entitled, "An Act to amend Section 3240 of the Revised Codes of Montana of 1907, relating to the salaries of Mayor and Aldermen."

By Murray: H. B. No. 178. A bill for an Act entitled, "An Act to amend Section 3278 of the Revised Codes of Montana of 1907, relating to the letting of contracts by cities and towns."

By Lovelace: H. B. No. 179. A bill for an Act entitled, "An Act to amend Sections 4507 and 4508 of the Revised Codes of Montana of 1907, relating to servitudes and easements."

By Rhoades: H. B. No. 180. A bill for an Act entitled, "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures, providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violations of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly."

By Blake: H. B. No. 181. A bill for an Act entitled, "An Act to exempt honorably discharged sailors and soldiers of the War of the Rebellion and honorably discharged sailors and soldiers of the War with Spain, the Philippine Insurrection and the Boxer Uprising in China, from the payment of Road Tax and Poll Tax."

By Conner: H. B. No. 182. A bill for an Act entitled, "An Act relating to Cold Storage Warehouses, and the branding of packages containing food supplies and food products stored therein, and discharged therefrom, and providing penalties for the violation thereof."

Moved by Cutts that Bills introduced by Committees of the House shall be so labeled as to indicate the title as follows:

"Substitute for House Bill No. ———."

Motion prevailed.

READING OF SENATE BILLS.

S. B. No. 6, read first and second times by title only and referred to Committee on Agriculture.

S. B. No. 13, read first and second times by title only and referred to Committee on Fish and Game.

S. B. No. 27, read first and second times at length and referred to Committee on Agriculture.

READING OF HOUSE BILLS.

Substitute for H. B. No. 45, read first and second times by title only and referred to Printing Committee.

Substitute for H. B. No. 133, read first and second times by title only and referred to Printing Committee.

H. B. No. 176, read first and second times by title only and re-

ferred to Committee on Townships and Counties.

H. B. No. 177, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 178, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 179, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 180, read first and second times by title only and referred to Committee on Public Utilities and State Commissions.

H. B. No. 181, read first and second times by title only and referred to Committee on Ways and Means.

H. B. No. 182, read first and second times by title only and referred to Committee on Public Utilities and State Commissions.

MESSAGES FROM THE GOVERNOR.

The following communication was received from the Governor:
Executive Office,

Helena, Montana.

January 27th, 1913.

To the Speaker of the House of Representatives,

Helena, Montana.

I have this day approved and deposited with the Secretary of State, House Joint Resolution No. 3, "Resolution providing for an assistant in the Law Library during the sitting of the Legislative Assembly.

(Signed) S. V. STEWART, Governor.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,

Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am instructed to advise you that House Bills numbered 54 and 55 were today taken from the General File and ordered returned to the House for printing.

The bills are returned herewith

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times, were today passed by the Senate, title agreed to, and are herewith transmitted for concurrence:

S. B. No. 2, by Leary: A Bill for an Act entitled, "An Act to amend Section 9720 of the Revised Codes relating to the appointment and tenure of office of the Warden of the State Prison."

S. B. No. 25, by Edwards: A bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to the State Constitution amending Section 17 of Article V., relating to impeachment of the Governor and other State and Judicial officials, excepting Justices of the Peace, and providing an additional method for the trial and removal of District Judges and Justices of the Supreme Court."

S. B. No. 30, by Byrnes: A bill for an Act entitled, "An Act to amend Section 270 of the Revised Codes of the State of Montana, relating to the storage and safe keeping of the records of the Grand Army of the Republic."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were given this day as follows:

By Selway: A bill for an Act entitled, "An Act to amend Section 1841 of the Revised Codes of Montana, 1907, relating to the quarantine and slaughter of diseased animals; and making the section as amended apply also to dairy cattle."

By Selway: A bill for an Act entitled, "An Act to amend Section 1870 of the Revised Codes of 1907, relating to the duty of a railroad company to notify a veterinary surgeon in certain cases; repealing the provision relating to disinfecting cars in which sheep are to be shipped from one place to another, within this state."

By Selway: A bill for an Act entitled, "An Act to amend Section 1872 of the Revised Codes of Montana of 1907 relating to dipping sheep temporarily in this state."

By Selway: A bill for an Act entitled, "An Act to amend Section 1906 of the Revised Codes of 1907 relating to county inspections; abolishing the office of bounty inspector and providing in lieu thereof that the Sheriff and his deputies shall act as bounty inspectors at the county seat.

By Selway: A bill for an Act entitled, "An Act to amend Section 1840 of the Revised Codes of 1907, relating to the quarantine of domestic animals and Texas cattle; and providing that before declaring a quarantine the veterinary shall exhibit to the owner or person in charge a specimen of the parasite under microscope or otherwise, for his inspection.

By Williams: A bill for an Act entitled, "An Act to amend Section 1786 of the Revised Codes, relative to the compensation and mileage of the Board of Stock Commissioners and its secretary."

By Stevens: A bill for an Act entitled, "An Act authorizing Electors residing outside of any incorporated city or town, and more than five miles from the established polling place in the precinct in

which they reside to vote at the polling place nearest to their place of residence.

By Abbott: A bill for an Act entitled, "An Act to amend Section 2 of Chapter 136 of Session Laws of 1911, relating to the prohibition and regulation of the issuance of reduced or free transportation by common carriers.

By Byrnes: A bill for an Act entitled, "An Act limiting the compensation of attorneys for services in the collection of claims for the injuries and death of employees, and providing penalties for violation thereof, and relating to contracts for compensation for such services."

By MacKenzie: A bill for an Act entitled, "An Act to establish a seed lien."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

S. B. No. 90, by Whiteside: A bill for an Act entitled, "An Act to establish a state highway commission, defining its duties and powers and providing for its compensation, providing for a state highway commission fund, the collection of a license tax upon motor vehicles, and providing a penalty for failure to pay such tax."

To Committee on Roads, Highways and Bridges.

S. B. No. 91, by Leary: A bill for an Act to fix, define and determine the boundaries of Lincoln county, Montana.

To Committee on Counties, Towns and Municipal Corporations.

S. B. No. 92, by Abbott: An Act establishing the Montana State Highway.

To Committee on Roads, Highways and Bridges.

S. B. No. 93, by Survant: A bill for an Act to amend Section 3, Chapter 112 of the Session Laws of 1911, entitled, "An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof."

To Committee on Counties, Towns and Municipal Corporations.

S. B. No. 94, by Survant: A bill for an Act entitled, "An Act to amend Sections 1, 2 and 3 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, "An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof."

To Committee on Counties, Towns and Municipal Corporations.
Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the following bills were today introduced by unanimous consent, without previous notice, read first and second times and referred:

S. B. No. 88, by Donlan: A bill for an Act entitled, "An Act fixing and limiting the amount allowed the members of the State Board of Examiners as expenses when necessarily absent from the State Capitol in the discharge of official duties, required by law."

To Committee on Judiciary.

S. B. No. 89, by Taylor: A bill for an Act entitled, "An Act to amend Section 5815 of the Revised Codes of Montana relating to liens for services of stallions, and providing a penalty for the violation of this Act."

To Committee on Agriculture and Manufactures.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. Nos. 35, 55 and 56 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee on Finance and Claims to whom was referred H. B. No. 5, being a bill for an Act entitled, "An Act making an appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana," today reported, recommending that the same be concurred in.

Also

That the Committee on Judiciary to whom was referred House Bill No. 8, being a Bill for an Act entitled, "An Act to amend Section 4659 of the Revised Codes of Montana, of 1907, relating to acknowledgments," today reported, recommending that same be concurred in.

Also

That the Committee on Judiciary, to whom was referred H. B. No. 9, being a bill for an Act entitled, "An Act to amend Section 4664 of the Revised Codes of Montana of 1907, relating to form of acknowledge-

ments by corporations," today reported, recommending that same be concurred in.

Also

That Committee on Judiciary, to whom was referred H. B. No. 10, being a bill for an Act entitled, "An Act to amend Section 4681 of the Revised Codes of Montana of 1907, relating to the validity of instruments affecting real property now recorded," today reported, recommending that same be concurred in.

Also

That the Committee on Judiciary, to whom was referred H. B. No. 21, being a bill for an Act entitled, "An Act amending Section 2883 of the Revised Codes of Montana of 1907, relating to vacancies in county offices, how filled, and the length of time an appointee shall hold office," today reported, recommending that same be concurred in.

Also

That the Committee on Judiciary, to whom was referred H. B. No. 48, being a bill for an Act entitled, "An Act to amend Section 3244 of the Revised Codes of Montana of 1907, relating to salaries of City Attorneys," today reported, recommending that same be concurred in.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee on Judiciary to whom was referred S. B. No. 39, being a Bill for an Act entitled, "An Act to amend Sections 2608, 2609, 2610, 2611, 3353, and d355 of the Revised Codes, so as to require the performance by County Assessors of certain duties in relation to revenue heretofore performed by County Clerks," today reported recommending that same do pass.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 80, being a bill for an Act entitled, "An Act to repeal Section 9289 of the Revised Codes of Montana of 1907 relating to evidence of false pretenses," today reported, recommending that same do pass.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 84, being a bill for an Act entitled, "An Act to amend Section 2 of Chapter 91 of the Twelfth Session Laws of 1911, relating to the payment of the expenses of District Judges when holding court in other counties than the counties where they reside," today reported, recommending that same do pass.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee on Finance and Claims, to whom was referred H. B. No. 54, today reported, recommending that same be concurred in.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 55, today reported, recommending that same be concurred in.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that S. B. Nos. 50, 47, 48, 31, 49, 36, 57, 51 and 65 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 27th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee on Judiciary to whom was referred H. B. No. 29, today reported same, recommending that it be amended by striking out of the title the words and figures "Three (\$3.00) Dollars," and inserting in lieu thereof the words and figures, "One (\$1.00) Dollar," and by striking out in line 5 of Section 1, the words and figures "Three (\$3.00) Dollars," and inserting in lieu thereof the words and figures "One (\$1.00) Dollar," and that as amended the bill be concurred in.

Report adopted, and bill referred to the General File.

Very respectfully,

G. G. WATT, Secretary.

Day moved that the Printing Committee deliver to the Senate as soon as possible, printed copies of H. B. Nos. 54 and 55.

Motion prevailed.

THIRD READING OF HOUSE BILLS.

Substitute for House Concurrent Resolution No. 1 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Durkan, Ellef, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung,

McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Word, Working and Mr. Speaker—76.

Noes: Blair of Powell and Walker—2.

Absent and not voting: Burns, Drinkard, Hough, Kemmis, Mayfield, Sickler and Tighe—7.

Title agreed to.

Mr. Speaker appointed Sweet, Clay and Pope on the committee in accordance with the above resolution.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 3, 18, 33, 49, 57, 75, 110 and 134, and same were placed on General Orders.

Motion by Burnett that the Sergeant-at-Arms be instructed to furnish transportation to the employees of the Printing Committee on the street cars in their duties carrying bills to be printed to and from the Capitol to the Printing Office.

Motion prevailed.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment, having had under consideration H. B. No. 37, introduced by Drinkard, being a bill for an Act entitled, "An Act to regulate the employment of legislative counsel and agents attempting to influence members of the Legislature otherwise than by appearance before committees thereof, to provide for legislative dockets and the entering of the names of counsel and agents therein, and to provide for the return of legislative expense of counsel, agents and employers, and prescribing penalties and fixing punishment for violations of the provisions of this Act," and finding that the same is without amendment, interlineation or erasure, report original copy as correctly engrossed, and same was referred to calendar for third reading.

Kelly moved that roll call on H. B. No. 37 be deferred until 2:00 P. M., Thursday, January 30.

Motion lost.

THIRD READING OF H. B. No. 37.

H. B. No. 37 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Carroll, Chrismas, Clark, Collins, Cookingham, Cramer, Crippen, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, Kirschwing, Lovelave, MacRae, Mains, Nye, Phillips, Pope, Rhoades, Smith, Word, Working and Mr. Speaker—41.

Noes: Blake, Camp, Carnal, Conner, Crull, Cutts, Davidson, Ezekiels, Gleason, Graybeal, Higgins, Holt, Huddleston, Hustead, Jahreiss, Johnson, Kelly, Kiley, King, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, Meadors, Murphy, Murray, Norton, O'Neill Poulsson,

Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet and Walker—38.

Absent and not voting: Burns, Clay, Hough, Mayfield, Sickler and Tighe—6.

Title agreed to.

On motion of Kirschwing the House took a recess at 12:30 P. M. until 2 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

On motion of Eliel, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Eliel in the chair.

House resumed.

Mr. Speaker in the chair.

Eliel from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 18, a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for the infraction of the provisions thereof," having had same under consideration report same back to the House with the recommendation that it be again placed on General Orders tomorrow, pending the distribution of the printed bill to the members of the House.

Also

Having had under consideration S. B. No. 19, a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for the infraction of the provisions thereof," report same back to the House with the recommendation that it be again placed on General Orders tomorrow, pending the distribution of the printed bill to the members of the House.

Also

Having had under consideration H. B. No. 56, a bill for an Act entitled, "An Act to amend Sections 7561, 7562, 7563, 7567, 7568 and 7570 of the Revised Codes of the State of Montana, relating to the sale of real property belonging to the estates of deceased persons," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 80, a bill for an Act entitled, "An Act defining the duration of liens of mortgages upon real estate and the manner of the extension thereof," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 81, a bill for an Act to amend Section 6508 of the Revised Codes of the State of Montana, relating to the method of changing the place of trial of civil actions

and proceedings and transferring the same to some other court, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 7, a bill for an Act entitled, "An Act relating to the coercing or compelling persons to join labor organizations or to cease membership in labor organizations, and providing for a penalty for the violation of this Act," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 20, a bill for an Act entitled, "An Act to authorize and empower the State of Montana, the University of Montana, the State Normal College, the State Orphans' Home, the State School for the Deaf and Blind, the State School of Mines, the State Reform School, the Soldiers' Home, the Montana State Tuberculosis Sanitarium, the State Asylum for the Insane, the State Penitentiary, and any and all institutions now created or established, or which may hereafter be created or established, supported in whole or in part by the State of Montana, for any purpose, to receive and take property, real or personal, by donation, gift, grant, devise or bequest, for the use and benefit of the State of Montana or of such institutions; and to authorize and permit gifts, donations, grants, bequests, devises and testamentary disposition of property to be made to the State of Montana, and to any of said institutions," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 90, a bill for an Act entitled, "An Act to establish a system of examination for master and journeymen plumbers, fixing the fees to be charged for licenses, and the disposition of the funds thus created; and providing penalties for the violation of the provisions of this Act," report same back to the House with the recommendation that same do pass as amended.

Report of Committee of the Whole adopted.

Camp moved that the Sergeant-at-Arms be instructed to have the pages of the House place in the files each morning and noon recess, all bills as printed, and ready for delivery to the members.

Motion adopted.

Eliel moved that admission cards be provided, entitling the holder to admission to the floor of the House; that these cards be supplied to the members and that the doorkeepers be instructed not to admit any person to the floor unless he present such a card signed by a member; also that these cards be supplied upon request to such persons as are entitled under the rules to the privilege of the floor.

Referred to Committee on Rules, Joint Rules and Order of Business.

O'Neill moved that H. B. No. 103 be placed on General Orders tomorrow.

Motion prevailed by a vote of 43 to 11.

McMahon moved that the House adjourn until 10:30 o'clock tomorrow morning.

Crippen moved an amendment that the House adjourn until 10:00 o'clock tomorrow morning.

Amendment carried and the House adjourned at 4:05 P. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Twenty-Fourth Day.

Wednesday, January 29th, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-third day and find same to be correct.

Report adopted.

NOTICES OF BILLS.

The following notices were given:

By Kirschwing: An Act to amend Section 3803 of the Revised Codes of Montana, as amended by Chapter 106 of the Laws of 1909, relating to corporations, and to forbid corporations to acquire, own, hold, mortgage, pledge, or dispose of the capital stock, bonds, securities or other evidences of indebtedness of other corporations and to repeal Section 4, of Chapter 106 of the Laws of 1911, relating to powers of corporations.

By Murray: An Act providing that operators of coal mines shall furnish shot firers in mines where shooting and blasting is done.

REPORTS OF STANDING COMMITTEES.

Word from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

Your Committee on Irrigation and Water Rights to whom was referred H. B. No. 138, being a bill for an Act entitled, "An Act to amend Section 4867 of the Revised Codes of Montana of 1907, relating to water rights; that decrees in relation to water rights shall be conclusive as to all parties thereto, and also conclusive as to subsequent appropriators," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Also

Word from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

Your Committee on Irrigation and Water Rights to whom was referred H. B. No. 123, introduced by Stewart, being a bill for an Act entitled, "An Act to amend Section 38 of Chapter 146 of the Laws of Montana of 1909 relating to the limitations on debt incurring power and extending the powers of Commissioners of Irrigation Districts," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

Your Committee on Fish and Game to whom was referred H. B. No. 75, a bill for an Act entitled, "An Act to amend Section 8802 of the Revised Codes of Montana of 1907, relating to the protection of game and fish, and bounty laws and for the violation of miscellaneous offenses thereunder," beg leave to report that the same has been duly considered and that said committee recommend that it do not pass.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 147, introduced by Carroll, being a bill for an Act entitled, "An Act to provide for the date of expiration of hunting and fishing licenses," beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 42, a bill for an Act entitled, "An Act to amend Section 6659 of the Revised Codes of Montana of 1907, relating to undertakings on attachment and to provide for the prorating of all attachments levied within sixty days," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 169, a bill for an Act entitled, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907, relating to proceedings for the recovery of escheated property or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 22, a bill for an Act entitled, "An Act relative to the powers and duties of Jutsices of the Peace and Constables, and fixing their compensation in certain townships," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Walker moved the adoption of the report.

Working moved as an amendment that the report be not adopted and be referred to the Committee on Affairs of Cities.

Amendment carried.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 19, a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 2 of Article IX. of the Constitution of the State of Montana, relating to the rights of suffrage and qualifications to hold office," having had same under consideration beg leave to report that same be referred back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 14, a bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgements may be taken," having had same under due consideration beg leave to report and recommend that same be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 109, a bill for an Act entitled, "An Act to provide for and regulate the manner and method of taxing mortgages," having had same under due consideration, beg leave to report and recommend that same be referred back to the House with the recommendation that it be referred to the Ways and Means Committee.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 25, a bill for an Act entitled, "An Act to amend Section 5763 of the Re-

vised Codes of Montana of 1907, and providing for the renewal of chattel mortgages by filing an affidavit," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 69, a bill for an Act entitled, "An Act relating to special terms of court in Judicial Districts comprising more than one county and for transfer of cases from one county to another," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 63, a bill for an Act entitled, "An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act, and also repealing Sections 5757 to 5773 inclusive, Revised Codes of the State of Montana," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary, reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 106, a Bill for an Act entitled, "An Act providing for the regulation and bonding of collection agencies, and providing penalties for the violation thereof," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 79, a bill for an Act entitled, "An Act in relation to the taking of depositions, designating those whose depositions may be taken, and creating a section to be known as Section 8001-a of the Revised Codes of Montana of 1907 in relation to same," having had same under due consideration, beg leave to report and recommend that same do not pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 146, a bill for an Act entitled, "An Act to provide for the payment to the owner of a part of all fines imposed for cruelty to animals of another, and for the payment to the owner of a part of all fines imposed for malicious mischief committed upon the property of another," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 94, a bill for an Act entitled, "An Act amending Section 8344 of the Revised Codes of 1907, defining the crime of seduction and fixing the penalty therefor," having had the same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Walker moved the adoption of the report.

Working moved as a substitute that the report of this committee be not adopted and that H. B. No. 94 be referred to the Committee on Public Morals, Charities and Reforms.

Substitute motion lost.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 93, a Bill for and Act entitled, "An Act amending Section 8343 of the Revised Codes of 1907, defining the crimes of adultery and fornication and fixing the penalty therefor," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 125, a bill for an Act entitled, "An Act to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66, Session Laws, 1909," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 91, a bill for an Act entitled, "An Act to amend Section 8338 of the

Revised Codes of 1907, defining the crime of rape," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 83, a bill for an Act entitled, "An Act fixing fees and compensation of attorneys for executors and administrators in probate proceedings, and providing for further allowance to such attorneys for extraordinary services," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 43, a bill for an Act entitled, "An Act to amend Section 3168 of the Revised Codes of Montana of 1907, as amended by Chapter 117 of the Session Laws of 1911, relating to the fees of County Clerks and Recorders," having had same under due consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Largey from the Committee on Banks and Banking, reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred H. B. No. 28, introduced by Pope, a Bill for an Act, entitled "An Act to amend Section 3003 and Section 3257 of the Revised Codes of Montana, relating to the deposit and control of public money in the possession of county and city treasurers and to provide for the payment of interest on deposits of public money by County Treasurers and City Treasurers of cities of the first and second class, and for the furnishing of official bonds by such officers," report same back with the recommendation that same be indefinitely postponed.

Report adopted.

Holt from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

Your Committee on New Counties and Divisions, to whom was referred H. B. No. 150, introduced by Brower, a bill for an Act entitled, "An Act to amend Sections 2820 and 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders counties," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Stewart from the Committee on Public Utilities and State Commissions reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities, having had under consideration H. B. No. 148, by Murphy, "An Act for the warning and protection of employees in electrical work, etc.," hereby report said bill back to the House with the recommendation that it be referred to the Committee on Labor, for the reason that the bill and the proposed law involves the enacting of regulation for the safety of employees rather than public utility.

Report adopted.

Huddleston from the Committee on Federal Relations, reported as follows:

Mr. Speaker:

Your committee on Federal Relations, to whom was referred Joint Resolution No. 5, introduced by Rhoades, relative to suspended entries on Flathead Reservation, having had said Joint Resolution under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Huddleston from the Committee on Federal Relations, reported as follows:

Mr. Speaker:

Your committee on Federal Relations, to whom was referred House Joint Memorial No. 1, introduced by Meadors, a Memorial petitioning Congress for the enactment of such legislation as will relieve the settlers under the Lower Yellowstone Project, having had said Memorial under consideration, beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred H. B. No. 85, a bill for an Act entitled, "An Act to regulate the sale of intoxicating liquors in the State of Montana, and providing for the closing of places of business where intoxicating liquors are sold during and between certain hours, and during certain days, and fixing a penalty for violation thereof," having had same under due consideration, beg leave to report back to the House with the recommendation that the same do not pass.

Carroll moved the adoption of the report.

MINORITY REPORT.

Cookingham from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was re-

ferred H. B. No. 85, a bill for an Act entitled, "An Act to regulate the sale of intoxicating liquors, in the State of Montana, and providing for the closing of places of business where intoxicating liquors are sold during and between certain hours, and during certain days, and fixing a penalty for violation thereof," the same being reported back to the House with the recommendation that it do pass. The undersigned hereby submits a minority report on H. B. No. 85, and recommends that same do pass.

Cookingham moved as a substitute the adoption of the minority report.

Norton moved the previous question.

Motion prevailed.

Minority report was rejected by the following vote:

Ayes: Blair of Powell, Blake, Christmas, Collins, Conner, Cookingham, Cramer, Davidson, Davis, Day, Drinkard, Ellingson, Fishbaugh, Fisher, Gould, Graybeal, Harmon, Henley, Jewell, Jordan of Flathead, Kemmis, King, McClung, McMahon, MacRae, Mains, Meadors, O'Neill, Pope, Poulsson, Smith, Walker, Word and Working—34.

Noes: Annin, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Clay, Crippen, Crull, Cutts, Doggett, Durkan, Eliel, Ezekiels, Gleason, Glenn, Higgins, Holt, Huddleston, Hustead, Jahreiss, Johnson of Dawson, Kelly, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McNally, Mayfield, Murphy, Murray, Norton, Nye, Phillips, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe and Mr. Speaker—48.

Absent and not voting: Blair of Ravalli, Hough and Sickler—3.

By the above vote the majority vote was adopted.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred H. B. No. 82, introduced by Word, a bill for an Act entitled, "An Act requiring all persons who operate hoisting machinery to first obtain a license, and providing penalties," beg leave to report that we have set January 30, 1913, at 12 o'clock M., as the time for hearing on this bill, and beg leave to defer action until after said hearing.

Report adopted.

Also

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred H. B. No. 141, introduced by Walker, a bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1641, 1642, 1648, 1649, 1655, 1657 and 8444 of the Revised Codes of Montana of 1907, relating to the inspection of boilers and the licensing of engineers who operate any steam boiler, steam engine, electric air compressor, electric hoisting engine, electric or air driven pump or air hoisting engines, and providing for the vio-

lation thereof," beg leave to report that we have set January 30, 1913, at 12 o'clock M., as the time for eharing on this bill, and beg leave to defer action until after said hearing.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties, to whom was referred H. B. No. 34, a Bill for an Act entitled, "An Act requiring County Commissioners to advertise for bids for county printing," after having same under due consideration, beg leave to report that the same be amended as follows:

In Section 2, line 5, following the word "lowest," that the word "responsible" be stricken out, and as amended recommend that same do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties, to whom was referred H. B. No. 115, a bill for an Act entitled, "An Act to amend Section 292 of the Revised Codes of Montana, 1907, relating to salaries of Judges of the District Court," having had same under due consideration, beg leave to report and recommend that same do not pass.

Carroll moved the adoption of the report.

Crippen moved as a substitute that the report be not adopted and referred to Committee on Judiciary.

Substitute motion prevailed.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties, to whom was referred H. B. No. 128, a bill for an Act entitled, "An Act limtiing the number of licenses which may be issued for the sale of intoxicating liquors and regulating the issuance of licenses, and providing for the revocation of license upon conviction of a penal offense; amending Section 3 of Chapter 92 of the Laws of the Twelfth Legislative Assembly, relating to the issuance of licenses, and adding a section to said Chapter 92 to be known as Section 3-a, providing for the renewal of licenses," having had same under due consideration, beg leave to recommend that same do pass.

Report adopted.

Camp moved that when the House adjourn for recess today it adjourn until 2:30 P. M.

Motion prevailed.

Philips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education, to whom was referred H. B. No. 151, having had under consideration H. B. No. 151, introduced by Day, entitled, "A bill for an Act to enable the State of Montana to purchase 400 maps of the State of Montana for state and school purposes," recommend that the same do pass.

Report adopted.

Also

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education, to whom was referred H. B. No. 107, having had under consideration H. B. No. 107, introduced by Brower, entitled, "An Act to provide for the safe investment of the Permanent School and other educational funds for the prompt collection of interest thereon, and to carry out the objects and provisions of Sections 3 and 12 of Article XI. of the Constitution, entitled, 'Education,' recommend that the same do not pass.

Phillips moved the adoption of the report.

Brower moved as a substitute that H. B. No. 107 be re-referred to the Committee on State Institutions, Public Buildings and Grounds.

Substitute motion prevailed.

On motion of Spogen the House took a recess at 12:05 P. M. until 2:30 P. M.

AFTERNOON SESSION.

House reassembled at 2:30 P. M.

Mr. Speaker in the chair.

Roll call and quorum found present.

Moved by Higgins that a committee of three be appointed to draw suitable resolutions on the death of David Bogart, a former member of the Legislature.

Day moved as an amendment that the Speaker be considered also a member of this committee.

Motion as amended carried and the Speaker appointed the following committee:

Norton, Eliel, Largey.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Appropriation Committee: H. B. No. 183. A bill for an Act entitled, "An Act appropriating money for the payment of deficiency claims for transporting prisoners."

By Appropriation Committee: H. B. No. 184, a bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund for the payment of a certain deficiency claim incurred for expense in office of State Game Warden."

By Appropriation Committee: H. B. No. 185, a bill for an Act entitled, "An Act to appropriate money to pay the deficiency claims for maintenance of the Orphans' Home."

By Appropriation Committee: H. B. No. 186, a bill for an Act

entitled, "An Act appropriating money for the payment of certain deficiency claims for Public Printing."

By Appropriation Committee: H. B. No. 187, a bill for an Act entitled, "An Act appropriating money for the payment of deficiency claims for the maintenance appropriation for the school of the Deaf and Blind."

By Committee on Appropriations: H. B. No. 188, a Bill for an Act entitled, "An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building."

By Appropriation Committee: H. B. No. 189, a bill for an Act entitled, "An Act appropriating money for the completion of the power and heating plant at the School for the Deaf and Blind."

By Committee on Appropriations: H. B. No. 190, a bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims on account of requisitions."

By Committee on Appropriations: H. B. No. 191, "A bill for an Act authorizing the payment of certain bounty claims and appropriating money from the State Bounty Fund for the payment thereof."

By Kirschwing: H. B. No. 192, "A bill for an Act entitled, "An Act to impose a license tax on each and every person, corporation or association doing business in the State of Montana as a mining company, owning mines or mining claims, or both, including any quartz vein, lode, placer or rock in place, containing or bearing copper, lead or zinc, or all of the aforesaid mineral, and providing penalties for the violation thereof."

By Appropriation Committee: H. B. No. 193. A bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for expenses of judges presiding at trials outside their own districts, and also for the payment of certain deficiency claims for expenses incurred by district judges on account of holding court in counties other than the counties where they reside, as provided by Chapter 91, Session Laws enacted by the Twelfth Legislative Assembly."

By McMahon: H. B. No. 194. A bill for an Act entitled, "An Act to add to the Revised Codes of Montana of 1907, a section to be numbered 7951-a, providing for the admission of books of account in evidence and the effect of such books when admitted."

By Fisher: H. B. No. 195. A bill for an Act entitled, "An Act relating to associations, companies and corporations transacting business similar to or approximately that of building and loan associations, and providing for the regulation and control of such corporations, companies or associations in the manner prescribed for the regulation and control of building and loan associations."

By Durkan: H. B. No. 196. A bill for an Act entitled, "An Act to regulate and control the construction of dams and the use of water for the generation of power and to prohibit the monopoly of such use."

By Holt: H. B. No. 197. A bill for an Act entitled, "An Act to locate, build, buy, equip and maintain an Orphans' Home near Miles City, Montana, and to appropriate money therefor."

By Lovelace: House Joint Memorial No. 4. Petition to Congress to investigate the alleged existence of a traffic, hotel and camp monopoly of the Yellowstone National Park.

READING OF SENATE BILLS.

S. B. No. 25, read first and second times by title only and referred to the Committee on Judiciary.

S. B. No. 2, read first and second times by title only and referred to Committee on State Institutions, Public Buildings and Grounds.

S. B. No. 30, read first and second times by title only and referred to Committee on Military Affairs.

READING OF HOUSE BILLS.

H. B. No. 183, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 184, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 185, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 186, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 187, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 188, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 189, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 190, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 191, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 192, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 193, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 194, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 195, read first and second times by title only and referred to Committee on Corporations other than Municipal.

H. B. No. 196, read first and second times by title only and referred to Committee on Irrigation and Water Rights.

H. B. No. 197, read first and second times at length and referred to Committee on Appropriations.

House Joint Memorial No. 4, read first and second times by title only and referred to Committee on Federal Relations.

Upon request unanimously granted, Representative Mains was excused from attendance in the House until Tuesday, February 4, 1913.

On motion of Eliel, Mr. Culbertson, the photographer, was granted permission to make a group picture of the House.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the following Senate Bills, having been read three several times, were today passed by the Senate, title agreed to, and are transmitted herewith for concurrence:

S. B. No. 35. A bill for an Act entitled, "An Act to amend Sections 5758, 5759, 5760, 5763, of the Revised Codes of Montana relating to chattel mortgages."

S. B. No. 55. A bill for an Act entitled, "An Act to amend Section 35 of Chapter 113 of the Session Laws of 1911 of the State of Montana, relating to the registration of Electors, and providing that Electors otherwise qualified shall not be required to register in order to vote at school elections in school districts of the third class."

S. B. No. 56. A bill for an Act entitled, "An Act to authorize the attendant of the Supreme Court to exercise the functions and perform the duties of the Clerk of the Supreme Court whenever said Clerk is incapacitated or absent."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that the Committee of the Whole Senate, after having had under consideration H. B. No. 29, today reported, recommending that same be not concurred in, and that the report was adopted.

The bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that H. B. No. 48, after being considered on the general file, was today referred to the Judiciary Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

the Committee on Counties, Towns and Municipal Corporations, to who was referred S. B. No. 38, being a bill for an Act entitled, "An Act prescribing the powers and duties of the State Board of Equalization, and the adjustment and equalization of the assessment and taxation of property in the various counties of the State," today reported, recommending that same do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations to whom was referred S. B. No. 68, being a bill for an Act entitled, "An Act amending Section 2973 of the Revised Codes respecting the classification of counties," today reported, recommending that same do pass.

Report adopted and bill referred to Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Elections and Privileges, to whom was referred House Joint Resolution No. 2, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Public Lands, to whom was referred House Joint Resolution No. 1, today reported, recommending that same be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that substitute for S. B. No. 16 and S. B. No. 23 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were given this day as follows:

By O'Shea: A bill for an Act entitled, "An Act to amend Section

2907 of the Revised Codes of Montana of 1907 relating to notice of sale of bonds.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced by unanimous consent, without previous notice, read first and second times and referred:

S. B. No. 98, by Larson: An Act to amend Section 9258 of the Revised Codes of the State of Montana of 1907, relating to preemptory challenge of trial jurors by the State in criminal actions.

To Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

S. B. No. 95, by Abbott: A bill for an Act entitled, "An Act to amend Section 2, of Chapter 136 of Session Laws of 1911, relating to the prohibition and regulation of the issuance of reduced or free transportation by common carriers."

To Committee on Railroads and Transportation.

S. B. No. 96, by Williams: A bill for an Act entitled, "An Act to amend Section 1786 of the Revised Codes, relative to the compensation and mileage of the Board of Stock Commissioners and its secretary."

To Committee on Finance and Claims.

S. B. No. 97, by Stevens: A bill for an Act entitled, "An Act authorizing Electors residing outside of any incorporated city or town and more than five miles from the established polling place in the precinct in which they reside, to vote at the polling place nearest to their residence."

To Committee on Elections and Privileges.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 50, being a bill for an Act entitled, "An Act relating to Grain Elevators, Grain Warehouses and Grain Inspection in the State of

Montana, and elsewhere," was today re-referred to the Committee on Railroads and Transportation.

Also

That S. B. No. 48, being a bill for an Act entitled, "An Act to create the County of Wibaux, to define its boundaries, to provide for its organization and government, and to alter the boundaries of the counties of Dawson and Custer to conform to the boundaries of the County of Wibaux," was today reported from the Committee of the Whole, with the recommendation that it do pass as amended, by striking out of Section 14 of said bill, the figures Fourteen (14) and inserting in lieu thereof the figures Fifteen (15), and inserting Section 14 to read as follows:

Section 14. All Acts and parts of Acts, so far as the same are in conflict with the provisions of this Act, are hereby repealed."

Report adopted and bill referred to the Engrossing Committee.

S. B. No. 49, being a bill for an Act entitled, "An bill for an Act to amend Section 1412, Revised Codes of Montana, relating to a special levy for the construction, maintenance and repair of free public bridges."

Report adopted and bill referred to Engrossing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the folprowing named Senators were today designated as a committee to read the Journal:

Asbridge, Boardman, Darroch.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate today recommended that the following bills do pass:

Senate Bill No. 31: A Bill for an Act entitled, "An Act to amend Section 6121 of the Revised Codes of Montana relating to Injunctions."

Senate Bill No. 36: A Bill for an Act entitled, "An Act to create the office of State Parole Commissioner, and define the duties of said Commissioner, and fix his compensation therefor."

Senate Bill No. 47: A Bill for an Act entitled, "An Act to create the County of Phillips, define its boundaries, and to provide for its organization and government and to change the boundaries of Blaine and Valley Counties to conform thereto."

Senate Bill No. 51: A Bill for an Act entitled, "An Act to provide

for the semi-annual payment of property taxes at the option of each taxpayer, and to provide and fix penalties for the non-payment of taxes."

Senate Bill No. 57: A Bill for an Act entitled, "An Act to provide that persons convicted of certain offenses may be given the benefits of a suspended sentence, and providing for the supervision and care of such persons.

Senate Bill No. 65: A Bill for an Act entitled, "An Act to amend Section 149 of Chapter III., Title I. of Part III. of the Revised Codes of 1907, of the State of Montana, relating to the salary of the Governor of the State of Montana."

Report adopted and the above bills referred to the Engrossing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole today recommended:

That House Bill No. 5 be concurred in.

That House Bill No. 8 be concurred in.

That House Bill No. 9 be concurred in.

That House Bill No. 10 be concurred in.

That House Bill No. 21 be concurred in.

The report was adopted, and the above bills were referred to the Calendar for third reading.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times were today passed by the Senate, title agreed to, and are herewith transmitted for concurrence.

Substitute for Senate Bill No. 16: A Bill for an Act entitled, "An Act to require Railroad Companies to maintain suitable crossing at the intersection of public roads with any line of track of such railroad company."

Senate Bill No. 23: A Bill for an Act entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof."

Senate Bill No. 47: A Bill for an Act entitled, "An Act to create the County of Phillips, define its boundaries, and provide for its organization and government, and to change the boundaries of Blaine and Valley counties to conform thereto."

Senate Bill No. 48: A Bill for an Act to create the County of

Wibaux, to define its boundaries, to provide for its organization and government, and to alter the boundaries of the counties of Dawson and Custer to conform to the boundaries of the County of Wibaux.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the follownig House Bills having been read three several times were today concurred in, title agreed to, and are returned herewith:

House Bill No. 5: A Bill for an Act entitled, "An Act making appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana."

House Bill No. 8: A Bill for an Act entitled, "An Act to amend Section 4659 of the Revised Codes of Montana of 1907, relating to acknowledgements."

House Bill No. 9: A Bill for an Act entitled, "An Act to amend Section 4664 of the Revised Codes of Montana of 1907, relating to form of acknowledgements by corporations."

House Bill No. 10: A Bill for an Act entitled, "An Act to amend Section 4681 of the Revised Codes of Montana, 1907, relating to the validity of instruments affecting real property now recorded."

House Bill No. 21: A Bill for an Act entitled, "An Act amending Section 2883 of the Revised Codes of Montana, 1907, relating to vacancies in County Offices, how filled, and the length of time an appointee shall hold office."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Hill No. 48, today reported the same back with the recommendation that it be indefinitely postponed, and that the report was adopted.

The bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

On motion of Kirschwing, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Largey in the chair.

House resumed.

Mr. Speaker in the chair.

Largey from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred Senate Bill No. 18, a Bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for the infraction of the provisions thereof," having had same under consideration, report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 19, a Bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for the infraction of the provisions thereof," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration H. B. No. 3, a Bill for an Act entitled, "An Act to create and establish a Forestry School at Missoula, to be conducted and operated as a department of the University of Montana, to provide a name and to make an appropriation therefor," report same back to the House with the recommendation that same be referred to the Committee on Appropriations.

Also

Having had under consideration H. B. No. 18, a Bill for an Act entitled, "An Act to provide for the manner in which employes' wages shall be paid, and to provide penalties for the violation of the terms of this Act," report same back to the House with the recommendation that same be re-referred to Committee on Labor for the purpose of drafting another bill.

Report of the Committee of the Whole adopted.

On motion of Day, the House adjourned at 4:50 P. M. until 10:00 A. M. January 30, 1913.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Twenty-Fifth Day.

Thursday, January 30th, 1913.

House met pursuant to adjournment at 10: A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-fourth day and find same to be correct.

(Signed:) DURKAN, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received:

MONTANA STATE FAIR.

Helena, Montana, January 29, 1913.

Members House of Representatives, Thirteenth Legislative Assembly,
Helena, Montana.

Gentlemen:

Thinking that a trip to the Montana State Fair ground might enlighten a majority of the representatives now in session relative to the growth and needs of this State institution, the members of the State Fair Board have made arrangements for such a trip to the grounds and buildings, Saturday, February 1st at 1:30 o'clock P. M., meeting at the office of the State Fair where the permanent display of Montana's grains and grasses is exhibited. Special street cars will leave at Sixth Avenue and Main, arriving at the fair grounds about 2 o'clock P. M.

While the growth of the Montana State Fair has been rapid, it is not in keeping with the agricultural growth of the State owing to lack of exhibit buildings and facilities. So far the permanent improvements have amounted to \$102,929.05 of which over 20% is in the grand stand. The increase in the number of exhibit cars has been so great that 25,000 square feet of canvas was used in 1912, besides numerous temporary sheds for cattle, hogs and horses, due to the present buildings being entirely inadequate for the increase in exhibits, which jumped from 76 cars in 1911 to 124 cars in 1912. The premiums offered in 1912 was \$22,476 as against \$3,003 in 1903. A gain of 181% in admissions in the last ten year period has been made. Last year there were 6,830 entries as against 1,800 in 1903.

Therefore, we are especially anxious that the members of the Legislature avail themselves of this opportunity to inspect and investigate the present buildings and grounds of the State Fair, and by personal study of the situation on the ground itself, get a clear idea of how the exhibitors are constantly over-running the ability of the board to care for them. The idea of the trip is merely to inform the Legislature of the situation in order that they may meet it as their judgment may suggest.

Yours very truly,

(Signed:) LOUIS PENWELL, President.

A. J. BREITENSTEIN, Sec'y.

Camp moved that this invitation be accepted.

Motion prevailed.

NOTICES OF BILLS.

The following Notices were given:

By McNally: A Bill for an Act relating to religious corporations and providing for the organization, power and management of diocesan corporations, and of parish or local corporations.

By McNally: A Bill for an Act regulating private employment agencies in the State of Montana, requiring a qualification for a license,

requiring reports to be made and certificates to be obtained from the Commissioner of Labor and Industry, prohibiting certain employments and prescribing penalties.

By Working: A Bill for an act to amend Section 3169 of the Revised Codes of Montana of 1907, relating to the fees of Clerk of the District Court.

By Norton: A Bill for an Act defining the number of men to be employed in the operation of Electric Street Railway Cars; designating the number of men to constitute a full crew for such cars, and providing penalties for the violation of this Act.

By Norton: A Bill for an Act to amend Section 8369 of the Revised Codes of Montana of 1907, relating to the regulation of dance halls in summer resorts.

By Crull: A Bill for an Act to provide for the safety of persons employed in and about coal mines and to provide for the examination of persons seeking employment as coal miners, and to prevent the employment of incompetent persons as miners, and providing for the appointment of a State Board of Examiners to examine and issue certificates of coal miners, prescribing their duties and terms of office, and providing for the salaries of Members of said Board, and providing penalties for violation of this Act.

By Rhoades: A Bill for an Act to amend Sections 2957 and 3116 of the Revised Codes of Montana of 1907, entitled, "An Act enumerating county officers and fixing the compensation of such officers according to classification of counties."

By Fishbaugh: A Bill for an Act designating all section lines outside the corporate limits of incorporated towns and cities within the State of Montana, as public highways; declaring and establishing the width thereof; providing for road where natural obstacles prevent the same being constructed and maintained along any section lines; providing for the opening of the same along section lines where such land has been patented; and providing a penalty for fencing or obstructing the same.

By Fishbaugh: A Bill for an Act authorizing county attorneys of the several counties to employ stenographers; defining the duties thereof; and fixing the salary of such stenographers; and providing the manner of payment of the same.

By Fishbaugh: A Bill for an Act creating Commissioner Districts in each county of the State of Montana; providing the manner of declaring such districts in each County; providing for the readjustment of such Districts in the event of the creation of a new county so as to diminish the area of any commissioner district; providing a certain time in which such commissioner districts shall be officially determined and declared; providing the manner of nomination and election of commissioners from such districts; providing for the filling of a vacancy in the office of County Commissioner under the provisions of this Act; and providing the terms of office of the person appointed to fill such vacancy.

By King: A Bill for an Act for the submission to the qualified

electors of the State of Montana of an amendmnet to Section 3 of Article XII. of the Constitution of the State of Montana, relating to the taxation of mines and mining claims.

By Carnal: A Bill for an Act appropriating money for the restoration and maintenance of old Fort Benton.

By Huddleston: A Bill for an Act to prohibit trespassing upon the property of railroads within the State of Montana; and providing penalties for the violation thereof.

By Graybeal: A Bill for an Act to prevent weed seeds and elevator screenings from being dumped on lands of another, or upon Public Highways, and for punishing violations thereof.

By Committee on Judiciary: A Bill for an Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of the State of Montana of 1907.

By Blake: A Bill for an Act to provide for the preservation of information concerning members of the Montana Volunteers who served in the Spanish-American War of 1898, and making appropriation therefor.

By Cookingham: A Bill for an Act to amend Section 5769 of the Revised Codes of Montana of 1907, relating to foreclosure of chattel mortgages.

By Glenn: A Bill for an Act relating to hotels and the sanitary condition of same and providing for their inspection.

REPORTS OF STANDING COMMITTEES.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 31, introduced by McNally, a Bill for an Act entitled, "An Act regulating and limiting the hours of employment for female employes, and governing the conditions under which female employes shall work in certain industries, and providing penalties for violations thereof," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 72, introduced by Kelly, and known as the Full Crew bill, beg leave to report that the final hearing on this bill will be held Wednesday, February 5, at 4:00 P. M., and recommend that due publicity be given this notice.

Report adopted.

Smith from the Committee on Libraries reported as follows:

Mr. Speaker:

Your Committee on Libraries to whom was referred House Bill No. 163, introduced by Drinkard, being a Bill for an Act entitled, "An Act providing for an assistant to the State Law Librarian, and providing for the salary of such assistant," having had such bill under consideration, beg leave to report same back to the House with the recommendation that the same do not pass.

Smith moved the adoption of the report.

Day moved as a substitute that H. B. No. 163 be recommended for passage and placed on General Orders.

Substitute motion prevailed.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following as correctly printed: Substitute House Concurrent Resolution No. 1, House Bills Nos. 17, 45, 54, 55, 65, 86, 113, 119, 130, 133 and 118, and same were placed on General Orders.

Donlan from the Committee on Joint Rules reported as follows:

Mr. Speaker:

Your Committee on Joint Rules to whom was referred the Resolution of Representative Higgins relative to the enrollment of bills on typewriters, beg leave to recommend that the Resolution be not adopted.

Report adopted.

Also

Donlan from the Committee on Joint Rules reported as follows:

Mr. Speaker:

Your Committee on Joint Rules to whom was referred the Resolution of Representative Higgins, declaring that no bills excepting for expenses of State Government should be introduced after the 42nd day of the session, unless, by unanimous consent, respectfully refer the same back to the House as the matter appears to be one which should be acted on solely by that body.

Hustead moved the adoption of the report.

Kirschwing moved as a substitute that this report be placed on file.

Substitute motion lost.

Original report adopted.

Hustead, Blake, Stewart, Pope and Macdonald from the Committee on Joint Rules reported as follows:

Mr. Speaker:

We, the undersigned, House Members of the Joint Rules Committee, beg leave to report that we met at the call of the Chairman with the Senate members of this Committee. That at the said meeting a motion was made to adopt the rule as suggested by the House as follows: "The House may, at any time after the 40th day, instruct the Speaker to appoint a Steering Committee of the House, to consist of five members, to be subject at all times to a majority vote of the House," and that on the roll call the vote was a tie—all of the House members voting

"Aye" and all of the Senators voting "No." It was pointed out by the Senate Members of the Committee that the Joint Rules of the Twelfth Legislature have been adopted as the permanent rules of the Senate for the Thirteenth Legislature, and to the best of their knowledge there is no disposition on the part of the Senate to recede from its position.

The question of a compromise was not taken up; but your Committee is of the opinion that a rule may possibly be formed which would meet with the approval of both Houses.

In case of disagreement between the two Houses, our rules provide that a conference committee be appointed, and your Committee would recommend that a committee be at once appointed by the House and that the Senate be requested to appoint a like committee to meet in conference and attempt to reach a solution of the point at issue, to the end that the business of the Session may be transacted without any interruption.

(Signed:) HUSTEAD,
BLAKE,
STEWART,
POPE,
MACDONALD.

Cutts moved that the report be adopted and the recommendation be followed.

Motion prevailed.

Also

Donlan from the Committee on Joint Rules reported as follows:

Mr. Speaker:

Your Committee on Joint Rules beg leave to recommend that the Joint Rules of the Twelfth Legislature, from Rule 1 to Rule 22, inclusive, be adopted as Joint Rules of the Thirteenth Legislature, and that Rule 23 of the Joint Rules of the Twelfth Legislature, be referred to a conference committee with the view of such modification as may meet the approval of both Houses.

Report adopted.

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

Your Committee on Public Morals, Charities and Reforms to whom was referred House Bill No. 96, introduced by Day, being a Bill for an Act entitled, "An Act to prohibit and punish lewd and lascivious acts upon or with the body of children under the age of sixteen years," having had such bill under consideration, beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Lovelace from the Committee on Railroads and Transportation reported that H. B. No. 173 do not pass.

Lovelace moved the adoption of the report.

King moved as a substitute that H. B. No. 173 be printed.

Annin brought out the point that the report be returned to the

Committee on Railroads and Transportation for correction, as the title of H. B. No. 173 was omitted from the report, and Mr. Speaker made the order in accordance therewith.

Norton from the Committee on Affairs of Cities reported as follows:
Mr. Speaker:

We, your Committee on Affairs of Cities having had under consideration House Bill No. 135, introduced by Kirschwing, being a Bill for an Act entitled, "An Act to repeal Sections 3, 4, 5, 6 of Chapter 136 entitled, 'An Act regarding the organization, management, control and discipline of the Police Department of cities and towns passed at the Tenth Session of the Legislative Assembly, and approved March 7th, 1907,'" recommend that the same be indefinitely postponed.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities having had under consideration House Bill No. 66, introduced by Crippen, being a Bill for an Act entitled, "An Act to increase the powers of cities by conferring upon city councils the power to levy a special tax for the special purpose of installing an electric lighting system, provided the same shall have first been authorized by a majority vote of the taxpayers affected thereby," report same back to the House with the recommendation that same do pass.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 164, introduced by Drinkard, being a Bill for an Act entitled, "An Act fixing the salary of city officers of cities of the third class wherein there exists or wherein there may hereafter exist, a commission form of government," recommend to the House that the same be indefinitely postponed.

Report adopted.

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration House Bill No. 78, introduced by Mayfield, being a Bill for an Act entitled, "An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license, to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected," beg leave to report that said Committee amended the same, and reports said bill back to the House with the recommendation that the bill do pass as amended.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration House Bill No. 12, introduced by Nye, being a Bill for an Act entitled, "An Act to provide for the establishment of a State Fish Hatchery in Sweet Grass County, Montana," beg leave to report the same back to the House with the recommendation that the bill do not pass.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration House Hill No. 2, introduced by Higgins, being a Bill for an Act entitled, "An Act to provide for the construction, maintenance and operaton of a fish hatchery at or near Missoula, Montana, and to appropriate money for the construction, maintenance and operation thereof," beg leave to report the same back to the House with the recommendation that the bill do not pass.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration Senate Bill No. 13, introduced by Groff, being a Bill for an Act entitled, "An Act to authorize the Government of the United States, the United States Commissioner of Fisheries and its or his duly authorized agents the right to conduct Fish Hatching and all operations connected therewith in any manner, and at any time that may by them be considered necessary and proper at a United States Fish Cultural Station, to be established by the Government of the United States in the State of Montana," beg leave to report the same back to the House with the recommendation that the bill be concurred in.

Report adopted.

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 173, introduced by King, being a Bill for an Act entitled, "An Act to amend Section 2 of Chapter 136 of the Session Laws of the Twelfth Assembly relating to the issuance of reduced or free transportation by Common Carriers and providing penalties for violation thereof," report same back to the House with the recommendation that it do not pass.

Lovelace moved the adoption of the report.

King moved as a substitute that H. B. No. 173 be printed and placed on General Orders.

Substitute motion lost.

Report adopted.

Also

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 145, introduced by Lovelace, being a Bill for an Act entitled, "An Act to amend Section 4363 Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana, and making the members thereof appointive instead of elective," report same back to the House with the recommendation that it do pass.

Report adopted.

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs to whom was referred House Bill No. 124, a Bill for an Act entitled, "An Act establishing a State Board of Examination and Registration for Nurses, providing for the examination and registration of persons who engage in the profession of nursing the sick; fixing the requirements for registration by the State Board and providing penalties for the violation of this Act," after having same under consideration, return to the House with the recommendation that it be indefinitely postponed and that the Substitute for House Bill No. 124, introduced by Committee on Sanitary Affairs, be substituted in its place.

Report adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment, to whom was referred House Bills Nos. 20, 56, 80, 81 and 90, beg leave to report same back to the House correctly engrossed and same were placed on third reading.

Also

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment, to whom was referred House Bill No. 7, introduced by Norton, being a Bill for an Act entitled, "An Act relating to the coercing or compelling persons not to join Labor Organizations, or to cease membership in labor organizations, and providing for a penalty for the violation of this act," having had the same under consideration, and finding that the original copy of the same is without amendment, interlineation, or erasure, report the original copy as correctly engrossed, and same was placed on third reading.

No objection being offered, Carnal was excused from attendance in the House until Monday, February 3rd, 1913.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

S. B. No. 56: A Bill for an Act entitled, "An Act to authorize the attendant of the Supreme Court to exercise the functions and perform

the duties of the Clerk of the Supreme Court whenever said Clerk is incapacitated or absent."

S. B. No. 16: A Bill for an Act entitled, "An Act to require railroad companies to maintain suitable crossing at the intersection of public roads with any line of track of such railroad company."

S. B. No. 23: A bill for an Act entitled, "An Act to regulate the selling or exposing for sale, agricultural seeds, and providing penalties for the violation thereof."

S. B. No. 48: A Bill for an Act entitled, "An Act to create the county of Wibaux, to define the boundaries; to provide for its organization and government; and to alter the boundaries of the counties of Dawson and Custer to conform to the boundaries of the County of Wibaux.

S. B. No. 47: A Bill for an Act entitled, "An Act to create the County of Phillips, define its boundaries and provide for its organization and government and to change the boundaries of Blaine and Valley County to conform thereto."

S. B. No. 35: A bill for an Act entitled, "An Act to amend Sections 5758, 5759, 5760, 5763, of the Revised Codes of Montana."

S. B. No. 55: A Bill for an Act entitled, "An Act to amend Section 35 of the State of Montana relating to the registration of electors and providing that electors otherwise qualified shall vote at school elections in school districts of the Third class."

By Murray, H. B. No. 198: A bill for an Act entitled, "An Act providing that operators of coal mines shall furnish shot firers in mines where shooting and blasting is done."

By Committee on Public Morals, Charities and Reforms, H. B. No. 199: A bill for an Act entitled, "An Act to prohibit the manufacture, making, sale, exchange, barter, disposition of, giving away, or keeping for sale, any cigarettes, cigarette papers, wrappers, or any papers or wrappers prepared for the purpose of being filled with tobacco for smoking, and prescribing penalties therefor."

By Holt, H. B. No. 200: A Bill for an Act entitled, "An Act relating to taxation of mortgages, deeds of trust, contracts or obligations, upon real property, given to secure the payment of debts and to amend Sections, 2498, 2501, 2502, 2578 and 2579 of the Revised Codes of Montana of 1907."

By Jewell, H. B. No. 201: A Bill for an Act entitled, "An Act to amend Chapter VIII. of Part I., Title VII., of the Revised Codes of Montana of 1907, relating to conspiracy and trusts, and the punishment therefor, by repealing the present sections 8285 and 8289 thereof, and by adding a new section, to be known as Section 8285, prohibiting the formation of trusts, combinations in restraint of trade and monopolies, and prescribing the punishment for violation of said new section."

By Blair (Ravalli), H. B. No. 202: A Bill for an Act entitled, "An Act for the establishment of a tax upon planted orchard lands for the purpose of paying expenses of inspection, and the eradication of disease and pests."

By Harmon, H. B. No. 203: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Article XII, of the Constitution of the State of Montana, to provide for the permanent support and improvement of the University of Montana, and the State Institutions of Higher Education, and for the aid of secondary and primary schools within the State."

By Committee on Sanitary Affairs, Substitute for H. B. No. 124: A bill for an Act entitled, "An Act to establish a Board of Examiners for Nurses; providing that the Governor may issue a license or certificate of registration of persons engaged in the profession of nursing the sick and fixing penalties for any violation of this act."

READING OF SENATE BILLS.

Substitute for S. B. No. 11, read first and second times by title only and referred to Committee on Railroads and Transportation.

S. B. N. 23, read first and second times by title only and referred to Committee on Agriculture.

S. B. No. 35, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 47, read first and second times by title only and referred to Committee on New Counties and Divisions.

S. B. No. 48, read first and second times by title only and referred to Committee on New Counties and Divisions.

S. B. No. 55, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 56, read first and second times by title only and referred to Committee on Judiciary.

READING OF HOUSE BILLS.

H. B. No. 198, read first and second times by title only and referred to Committee on Mines and Mining.

H. B. No. 199, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms.

H. B. No. 200, read first and second times by title only and referred to Committee on Ways and Means.

H. B. No. 201, read first and second times by title only and referred to Committee on Corporations other than Municipal.

H. B. No. 202, read first and second times by title only and referred to Committee on Horticulture.

H. B. No. 203, read first and second times by title only and referred to Committee on State Institutions, Public Buildings and Grounds.

Substitute for H. B. No. 124, read first and second times by title only and referred to Committee on Printing.

MOTIONS AND RESOLUTIONS.

Could offered the following Resolution:

HOUSE JOINT RESOLUTION NO. 6.

Whereas, It is desirous to amend Joint Rule No. 23, that either the Senate or House may, by a majority vote, cause a report to be made

by said Steering Committee;

Now, Therefore, Be It Resolved, the Senate and House concurring, That Joint Rule No. 23, be, and the same is hereby amended by adding thereto, the following paragraph, to-wit:

Provided, however, that either the Senate or House may, at any time, by a majority vote thereof, order and direct the said Joint Steering Committee to immediately report to the Senate or House, as the case may be, for its consideration, any Bill, Resolution or Memorial, that same may be considered in the same manner as if said Committee had made a voluntary report on said Bill, Resolution or Memorial."

Referred to Committee on Joint Rules.

Eliel moved as follows:

Mr. Speaker:

I move that the official stenographer, assisted by the Bill Clerk, prepare and have printed in the same form as the daily outline of the proceedings of the House, a complete list of all Bills introduced to and including the 30th day of the Session, such list to be arranged in numerical order giving the title in condensed form and showing the status of those Bills on the said 30th day; such list to be delivered to members at earliest date, reasonable compensation to be allowed for this work.

Motion prevailed.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate does not consider the orderly transaction of concurrent business between itself and the House of Representatives practicable without the existence of Joint Rules, and to convey to you the suggestion of the Senate that, pending the agreement of the two houses relative to Rule 23, the House of Representatives adopt the Joint Rules of the Twelfth Legislative Assembly, up to and including Rule 22.

I am further instructed to advise your Honorable Body that pending the adoption of Joint Rules by both houses, the Senate this morning voted to refrain from further consideration of matters transmitted to it from the House.

Very respectfully,

G. G. WATT, Secretary.

On motion of Day this Communication was ordered spread upon the Journal of the House.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills was today introduced by unanimous consent, without

previous notice, read first and second times and referred:

Senate Bill No. 100, by Duncan: A Bill for an Act entitled, "An Act to amend Section 7641 of the Revised Codes of Montana of 1907, relating to accounts of Executors and Administrators or their personal representatives in case of death," to Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced, read first and second times and referred:

Senate Bill No. 99, by Abbott: A Bill for an Act entitled, "An Act to divide the State of Montana into Congressional Districts," to Committee on Apportionment and Representation.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of introduction of the following bills was today given as follows:

By Darroch: A Bill for an Act entitled, "An Act to exempt women and children from the payment of a license to fish in the waters of Montana."

By Byrnes: An Act entitled, "An Act to establish a game preserve in the County of Lewis and Clark, Montana, for the protection of Mountain Sheep, Deer, Elk and other Game, Animals and Birds, defining its boundaries and providing penalties for the killing of any animals within such preserve."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the committee on Agriculture and Manufactures, to whom was referred Senate Bill No. 89, being a Bill for an Act entitled, "An Act to amend Section 5815 of the Revised Codes of Montana, relating to liens for services of stallions, and providing a penalty for the violation of this Act," today reported, recommending that same do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate, to whom was referred House Joint Resolution No. 2, today reported, recommending that same be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred Senate Bill No. 52, being a Bill for an Act entitled, "An Act to establish a game preserve in the Rocky Mountains for the protection of game animals and birds, and providing a penalty for killing or pursuing any such animals or birds in such preserve," today reported, recommending that same do pass, with the following amendment:

That all of Section 3 be stricken out, and that the following Section be re-numbered Section 3:

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Fish and Game, to whom was referred Senate Bill No. 43, being a Bill for an Act entitled, "An Act to amend Section 8784 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the killing of Elk, Rocky Mountain Goat and Rocky Mountain Sheep, and fixing the open season therefor, and providing for a closed season on elk in certain counties and parts of counties in Montana until October 1st, 1918, and defining the sex and age of Rocky Mountain Sheep that may lawfully be killed during the open season, and providing penalties for the violation thereof," today reported, recommending that same do pass with the following amendment:

That Section 2 of Senate Bill No. 43 be amended as follows: By placing a semi-colon after the word "respectively" in lieu of the period, and by adding the following: "And that portion of Beaver County, lying East of the Oregon Short Line Railroad, between the point on said railroad near Willis P. O., where said railroad enters said Beaverhead County on the North and the town of Armstead in said County, and also that portion of said Beaverhead County, lying South of the Pittsburg and Gilmore Railroad," and that as amended the bill do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture and Manufactures having had under consideration House Bill No. 51, today reported, recommending that same be concurred in.

Report adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills Nos. 47 and 48 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills Nos. 69, 70, 71, 72, 66, 62 and reprint of No. 20 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred House Bill No. 13, today reported the same, recommending that it be amended as follows:

By placing in line 3 of section 1, after the word "Montana," a comma in lieu of the period, and adding the following words, "one of whom may have his chambers at Thompson, County seat of Sanders County," and that as so amended, the bill be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred Senate Bill No. 88, being a Bill for an Act entitled, "An Act fixing and limiting the amount

allowed the members of the State Board of Examiners as expenses, when necessarily absent from the State Capitol, in the discharge of official duties, required by law," today reported, recommending that same do pass.

Report adopted and bill referred to Printing Committee.

Also

That the Committee on Judiciary to whom was referred Senate Bill No. 98, being a Bill for an Act entitled, "An Act to amend Section 9258 of the Revised Codes of Montana of 1907 relating to pre-emptory challenges of trial jurors by the State in Criminal actions," today reported, recommending that same do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Roads, Highways and Bridges, to whom was referred Senate Joint Memorial No. 3, today reported, recommending that same do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 37, was today read first and second times, and referred to the Committee on Apportionment and Representation.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 29th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game to whom was referred Senate Bill No. 21, today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Roads, Highways and Bridges, to whom was referred Senate Bill No. 17, today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

THIRD READING OF SENATE BILLS.

S. B. No. 18 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn,

Gould, Graybeal, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—79.

Noes: None.

Absent and ot Voting—Blake, Clay, Hough, Mains, Sickler and Stewart—6.

Title agreed to.

S. B. No. 19 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Conner, Cokingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hudleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Sullivan, Sweet, Tighe, Walker, Word, Working, and Mr. Speaker—78.

Noes—None.

Absent and not voting—Clay, Collins, Hough, Largey, Mains, Sickler and Stewart—7.

Title agreed to.

On motion of Day the House took a recess at 12:00 noon until 1:30 P. M.

AFTERNOON SESSION.

House reassembled at 1:30 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

Clay was excused from attendance in the House until Monday, February 3rd, 1913.

THIRD READING OF HOUSE BILLS.

H. B. No. 7 having ben read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blake, Burnett, Burns, Camp, Carnal, Carroll, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Higgins, Huddleston, Hustead, Jahreiss Johnson, Kelly, Kiley, Karschwing, Kuphal, Largey, Lemmon, Lovelace, McMahon, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—62.

Noes—None.

Absent and not voting—Annin, Blair of Powell, Brower, Christmas, Clark, Conner, Fishbaugh, Harmon, Holt, Hough, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, King, McClung, McNally, MacRae, Mains, Mayfield, Phillips, Rowe and Sickler—23.

Title agreed to.

H. B. No. 20 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day Doggett, Durkan, Eliel, Ellingson, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Huddleston Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—67.

Noes—None.

Absent and not voting—Annin, Brower, Cutts, Davidson, Drinkard, Ezekiels, Fishbaugh, Fisher, Hough, Jewell, Kemmis, King, McClung, McNally, Mains, Phillips, Sickler and Stewart—18.

Title agreed to.

H. B. No. 56 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett, Burns, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Higgins, Holt, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kely, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulson, Prescott, Rhoades, Rowe Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—71.

Noes—None.

Absent and not voting: Brower Camp, Drinkard, Eliel, Harmon, Hough, Huddleston, Jewell, McNally, Mains, Meadors, Norton, Sickler and Word—14.

Title agreed to.

H. H. No. 80 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Higgins, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet,

Tighe, Walker, Working and Mr. Speaker—73.

Noes—None.

Absent and not voting: Brower, Ezekiels, Fishbaugh, Harmon, Holt, Hough, Huddleston, Jewell, McNally, Mains, Sickler and Word—12.

Title agreed to.

Title agreed to.

H. B. No. 81, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett, Burns, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Gleason, Glenn, Gould, Graybeal, Henley Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mayfield, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Working and Mr. Speaker—69.

Noes—None.

Absent and not voting: Brower, Carnal, Carroll, Cutts, Ezekiels, Fisher, Harmon, Higgins, Hough, Jewell, Mains, Meadors, Rhoades, Sickler, Walker and Word—16.

Title agreed to.

On motion of Cutts, duly carried, Section XIII. of H. B. No. 80 was amended by filling in the blank with the figures "1913," as the year had not been completed in the printing of the bill, thus making same read as follows: "June 1st, 1913."

H. B. No. 90 having been read three several times, was passed by the following vote:

Ayes: Annin, Blake, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Graybeal, Henley, Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—68.

Noes: Blair of Ravalli, Blair of Powell, Clark, Glenn, Gould, Lovelace—6.

Absent and not voting: Brower, Collins, Harmon, Higgins, Hough, Jewell, Mains, Nye, Rhoades, Sickler and Word—11.

Title agreed to.

No objection being offered, Mr. Speaker reverted to the Third Order of Business.

REPORTS OF SELECT COMMITTEES.

Eliel from the Committee appointed to draft resolutions on the death of David Bogart, presented the following resolutions:

RESOLUTIONS.

WHEREAS, This House has just received with most profound sorrow the sad tidings of the untimely death of David D. Bogart, an honored member of the First and Eleventh Legislative Assemblies of this State, and for many years a faithful and esteemed public servant, and

WHEREAS, In his death the State has sustained a real and keenly felt loss,

THEREFORE, BE IT RESOLVED, That it is fitting that this House should express proper appreciation of his worth as a citizen and of the recognized value of his distinguished public service, and also, pay affectionate tribute to his character as a man, his generosity, his unflinching helpfulness to his fellowmen and his unwavering fidelity to duty,

BE IT FURTHER RESOLVED, That this resolution be spread upon the Journal of the House, and that the Chief Clerk transmit a copy thereof to the relatives of the deceased.

Respectfully submitted,

(Signed)

E. CREIGHTON LARGEY,
THOMAS J. NORTON,
FRANK ELIEL,
A. D. MACDONALD,

Committee.

Eliel moved the adoption of the report and resolutions.

Motion prevailed unanimously.

On motion of Norton the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Higgins in the chair.

House resumed.

Mr. Speaker in the chair.

Higgins from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 14, a bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgement may be taken," having had same under consideration, report same back to the House with the recommendation that same be retained upon General Orders, owing to the fact that said printed bill had not been placed upon the desks of the members.

Also

Having had under consideration H. B. No. 33, a bill for an Act providing for the investment for sinking funds of all counties, cities, towns and school districts, report same back to the House with the recommendation that same be re-referred to the Committee on Banks and Banking.

Also

Having had under consideration H. B. No. 49, a bill for an Act regulating intelligence offices and prescribing penalties for a violation

thereof, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 57, a bill for an Act entitled, "An Act providing for the creation of Commissioner Districts within the counties and for the election of County Commissioners from said districts," report same back to the House with the recommendation that the enacting clause be stricken out.

Also

Having had under consideration H. B. No. 75, a bill for an Act entitled, "An Act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape and increasing the age of consent of females," report same back to the House with the recommendation that same do pass.

Report of the Committee of the Whole adoptd.

Day moved that the House adjourn until 10:00 A. M. tomorrow.

Eliel moved as a substitute that the House take a recess until 8:00 o'clock tonight.

Substitute motion lost.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

We, your Committee on Enrollment to whom was referred H. B. Nos. 5, 8, 9, 10 and 21, beg leave to report same as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 9, a bill for an Act to amend Section 4664 of the Revised Codes of Montana, relating to form of acknowledgements by corporations.

Also

H. B. No. 8, a bill for an Act to amend Section 4659 of the Revised Codes of Montana, relating to acknowledgements.

Also

H. B. No. 10, a bill for an Act to amend Section 4681 of the Revised Codes of Montana, relating to the validity of instruments affecting real property now recorded.

Also

H. B. No. 21, a bill for an Act entitled, "An Act amending Section 2883 of the Revised Codes of 1907 relating to vacancies in county offices, how filled, and the length of time an appointee shall hold office.

Also

H. B. No. 5, a bill for an Act entitled, "An Act making an appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana," and signed same in the presence of the House.

Motion of Day to adjourn carried and the House adjourned at 4:10 P. M. until 10:00 o'clock tomorrow morning.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Twenty-Sixth Day.

Friday, January 31, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-fifth day and find same to be correct.

(Signed) DURKAN, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received.

MISSOULA FEDERAL LABOR UNION NO. 12,924.

Missoula, Montana, January 28, 1913.

Clarence Prescott, Esq.,

Representative Missoula County.

Sir:

WHEREAS, there is now pending in the Legislature of the State of Montana, a certain bill known as H. B. No. 1, and commonly called "The Workingman's Compensation Act," and

WHEREAS, After careful study of the said bill, we are of the opinion that it is not to the interest of the laboring men of the State to have said bill enacted and become a law,

WHEREAS, We are of the opinion that said bill is not for the interest of the laboring class or to the interest of the employee, but only the employer's interest, now, therefore,

BE IT RESOLVED, by the Missoula Federal Union No. 12,924 of Missoula, Montana, that we are opposed to said bill and opposed to the same becoming a law and desire to express our disapproval thereof, and so ask our Representatives and Senators of the State Legislature, to use all honorable means to prevent the passage of said bill and to prevent it becoming a law.

(Signed)

R. E. GOVE, Pres.

H. B. CAIN, Secy.

Referred to Committee on Labor.

NOTICES OF BILLS.

The following notices were given:

By McNally: A bill appropriating money for the payment of claims hereafter arising under the provisions of Chapter 129 of the Laws of the Twelfth Legislative Assembly of the State of Montana.

By McNally: A bill appropriating money for the payment of amount due from the State, under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana.

By McMahon: A bill to amend Section 8353 of the Revised Codes of the State of Montana, 1907, defining the crime of bigamy.

By Collins: A bill to prevent the sale of State Lands received from the Government in exchange for Sections 16 and 36, lying within the Forest Reserve, until the Legislative Assembly of the State of Montana shall have prescribed rules and regulations for the administration thereof.

By Nye: A bill to provide for the semi-annual payment of property taxes at the option of each tax payer and to provide and to fix penalties for the non-payment of taxes.

By Crippen: A bill to amend Section 6763 of the Revised Codes of the State of Montana, relating to the trial of causes by the court and the hearing of demurrers, motions, etc., and fixing the time of giving decisions.

By Sullivan: A bill appropriating money for the furnishing of new building and the grading and improving of the grounds surrounding the said new building for the school for backward children, for repairs on other buildings, for the erection and equipment of a laundry, for the erection of a horse barn, grainery, shelter sheds and slaughter house, and for fencing, grading and building cement walks about the main buildings, at the Montana School for the Deaf and Blind at Boulder, Montana.

By Prescott: A bill to provide a fixed income for the State Educational Institutions by making a levy of one mill upon all taxable property and providing that said levy shall be submitted to a vote of the people at the next general election.

By Kemmis: A bill to amend Section 7, Chapter 112, Session Laws of 1911, relating to division of liabilities and assets between old and new counties.

By King: A bill to regulate the kinds of employment and business that may be engaged in on the Sabbath day.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file.

By Appropriations Committee: H. B. No. 204. A bill for an Act entitled, "An Act appropriating money for the maintenance of livestock sanitary board to March 1st, 1913."

By Rhoades: H. B. No. 205. A bill for an Act to amend Section 2957 and 3116 of the Revised Codes of Montana of 1907, entitled, "An Act enumerating county officers and fixing the compensation of such officers, according to classification of counties."

By Spogen: H. B. No. 206. A bill for an Act entitled, "An Act to provide for a Deputy Coal Mine Inspector to be under the supervision of the State Coal Mine Inspector, and defining his duties, qualifications and salary."

By Spogen: H. B. No. 207. A bill for an Act entitled, "An Act to enable the council of cities or towns to change the boundary lines of said cities or towns by the disannexation of territory."

By Kirschwing: H. B. No. 208. A bill for an Act entitled, "An

Act to amend Section 3808 of the Revised Codes of Montana, as amended by Chapter 106 of the Laws of 1909, relating to corporations and to forbid corporations to acquire, own, hold, mortgage, pledge or dispose of the capital stock, bonds, securities or other evidences of indebtedness of other corporations and to repeal Section 4 of Chapter 106 of the Laws of 1911, relating to powers of corporations."

By Working: H. B. No. 209. A bill for an Act to amend Section 3169 of the Revised Codes of Montana of 1907, relating to the fees of Clerks of the District Court.

By Appropriations Committee: H. B. No. 210. A bill for an Act entitled, "An Act appropriating money from the Bounty Fund for the payment of certain bounty claims, proof of which was lost."

By Appropriation Committee: H. B. No. 211. A bill for an Act entitled, "An Act providing for the payment of deficiency claims for the maintenance of the State Prison."

By Appropriation Committee: H. B. No. 212. A bill for an Act entitled, "An Act appropriating money for the payment of salaries of County Clerks to March 1st, 1913."

By Carnal: H. B. No. 213. A bill for an Act entitled, "An Act appropriating money for the restoration and maintenance of Old Fort Benton."

By Appropriation Committee: H. B. No. 214. A bill for an Act entitled, "An Act appropriating money for payment of deficiency claims of certain persons for per diem and expenses of the members of the State Board of Examiners for Coal Mine Inspectors."

By Appropriation Committee: H. B. No. 215. A bill for an Act entitled, "An Act to appropriate money for the payment of deficiency claims for improvements at the State Prison."

By Appropriation Committee: A bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund refunding money paid in error into the treasury."

By McNally: H. B. No. 217. A bill for an Act entitled, "An Act relating to religious corporations, and providing for the incorporation, power and management of diocesan corporations, and for parish and local corporations."

By Appropriation Committee: H. B. No. 218. A Bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims incurred by the State Board of Health."

By Crull: H. B. No. 219. A bill for an Act entitled, "An Act to provide for the safety of persons employed in and about coal mines and to provide for the examination of persons seeking employment as coal miners, and to prevent the employment of incompetent persons as miners, and providing for the appointment of a State Board of Examiners to examine and issue certificates to coal miners, prescribing their duties and terms of office, and providing for the salaries of members of said Board, and providing penalties for violation of this Act."

By Fishbaugh: H. B. No. 220. A bill for an Act entitled, "An Act creating commisisoner districts in each county of the State of Montana, providing the manner of declaring such districts in each county; providing for readjustment of such districts in the event of the creation of a new county so as to diminish the area of any such commissioner district; providing a certain time in which such commissioner districts shall be offically determined and declared; providing the manner of nomination and election of commissioners from such districts; providing for the filling of a vacancy in the office of County Commisisoner under the provisions of this Act; and providing the term of office of the person appointed to fill such vacancy."

By Fishbaugh: H. B. No. 221. An Act entitled, "An Act authorizing County Attorneys of the several counties to employ stenographers; defining the duties thereof; and fixing the salary of such stenographers and providing the manner of payment of the same."

By Stewart: H. B. No. 222. A bill for an Act entitled, "An Act to amend Section 1 of Chapter 7 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act to prohibit the hunting of game animals and game birds within a certain district in the State of Montana, defining the boundaries of said district, and providing punishment for the violation thereof."

By Huddleston: H. B. No. 223. A Bill for an Act to prohibit trespassing upon the property of railroads within the State of Montana, and providing penalties for violation thereof.

REPORTS OF STANDING COMMITTEES.

Speaker Pro Tem. in the chair.

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred Joint Memorial No. 4, introduced by Lovelace, "Petition to Congress to investigate the alleged existence of a traffic, hotel and camp monopoly of the Yellowstone National Park," having had said Joint Memorial No. 4 under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred Joint Memorial No. 3, introduced by Lovelace, "Petition to Congress to enact such legislation as will permit the construction of a steam or electric railroad from Gardiner, Montana, through and across a portion of the Yellowstone National Park to Cooke City, Montana," having had said Joint Memorial No. 3 under consideration, beg leave to re-

port the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred Joint Memorial No. 2, introduced by Cookingham, "Regarding the building of fence along the International Boundary Line," having had said Joint Memorial No. 2 under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 101, a Bill for an Act entitled, "An Act to amend Sub-section 7 of Section 6825 of the Revised Codes of Montana of 1907, relating to the exemption of earnings for personal services of judgment debtors who are heads of families," having had same under due consideration, beg leave to report and recommend that same be amended by inserting in Line 9 of Section 1, after the word "then," the words "The one-half of," and as amended recommend that same do pass.

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration H. B. No. 148, introduced by Murphy, a bill for an Act establishing a warning card system for electrical employees, beg leave to report that a public hearing on this bill has been set for Friday, February 7, at 4:00 P. M., and recommend that due publicity be given this notice.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining, to whom was referred H. B. No. 82, introduced by Word, a bill for an Act entitled, "An Act requiring all persons who operate hoisting machinery to first obtain a license, and providing penalties," beg leave to report as follows:

Having had under consideration H. B. No. 82, and having previously set January 30, 1913, as the time for hearing on this bill, and owing to the non-appearance of the parties interested in said bill at that time, and having been requested by them to postpone the hearing, it was decided by the Committee to give public notice of the hearing of this measure to be held Monday, February 3, 1913, immediately after adjournment in Room 5 of the West Wing; and all parties interested are hereby notified to be present at that time.

Also

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred H. B. No. 141, introduced by Walker, a bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1641, 1642, 1648, 1649, 1655, 1657 and 8444 of the Revised Codes of Montana, 1907, relating to the inspection of boilers and the licensing of engineers who operate any steam boiler, steam engine, electric hoisting engine, electric or air driven pump or air hoisting engine and providing penalties for the violation thereof," beg leave to report as follows:

Having had under consideration H. B. No. 141, and having previously set January 30, 1913, as time for hearing of this bill, and owing to the non-appearance of the parties interested in said bill at that time, and having been requested by them to postpone the hearing, it was decided by the committee to give public notice of the hearing on this measure to be held Monday, February 3, 1913, immediately after adjournment in Room 5, of the West Wing; and all parties interested are hereby notified to be present at that time.

Also

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred H. B. No. 98, introduced by Annin, a bill for an Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 3 of Article XII. of the Constitution of the State of Montana, relating to revenue and taxation, and the method of taxing mines, and mining claims and property, beg leave to report as follows:

Having had under consideration H. B. No. 98, we have decided on February 4, 1913, immediately after adjournment, as the time for hearing on this bill, and desire at this time to give notice that all interested are notified to be present at that time.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report H. B. No. 117 as correctly printed, and same was placed on General Orders.

READING OF HOUSE BILLS.

Mr. Speaker in the chair.

No objection being offered, Stewart was granted permission to introduce a bill without previous notice having been given.

H. B. No. 204, read first and second times at length, and referred to Committee on Appropriations.

H. B. No. 205, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 206, read first and second times by title only and referred to Committee on Mines and Mining.

H. B. No. 207, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 208, read first and second times by title only and referred to Committee on Corporations other than Municipal.

H. B. No. 209, read first and second times by title only and re-

ferred to Committee on Townships and Counties.

H. B. No. 210, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 211, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 212, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 213, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 214, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 215, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 216, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 217, read first and second times by title only and referred to Committee on Corporations other than Municipal.

H. B. No. 218, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 219, read first and second times by title only and referred to Committee on Mines and Mining.

H. B. No. 220, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 221, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 222, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 223, read first and second times by title only and referred to Committee on Railroads and Transportation.

MOTIONS AND RESOLUTIONS.

Day moved that H. B. No. 113, introduced by Day, entitled, "An Act providing for the appointment of a Commission to participate in the celebration of the Fiftieth Anniversary of the Battle of Gettysburg, etc.," be referred to the Committee on Appropriations.

Motion adopted.

Mr. Speaker at this time appointed the following members on the Conference Committee to act with a like committee from the Senate for the purpose of considering Joint Rule No. 23:

Clark, Smith, Gould, Eliel, Jordan of Dawson.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,

Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Apportionment and Representation, to whom was referred H. B. No. 37, being a Bill for an Act entitled, "An Act to regulate the employment of legislative counsel and agents on attempting to influence members of the legislature otherwise than by appearance

before the committee thereof, to provide for the legislative documents, and the entering of the names of counsel and agents therein, and to provide for return of legislative expense of counsel, agents and employers, and prescribing penalties and fixing punishment for the violation of this Act," today reported, recommending that further consideration of the same be indefinitely postponed, and that the report was adopted.

The bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times, were passed, title agreed to and are transmitted herewith for concurrence:

S. B. No. 31, being a bill for an Act entitled, "An Act to amend Section 6121 of the Revised Codes of Montana, 1907, relating to injunctions."

S. B. No. 36, being a bill for an Act entitled, "An Act to create the office of State Parole Commissioner and define the duties of said Commissioner and fix his compensation therefor."

S. B. No. 49, being a bill for an Act entitled, "An Act to amend Section 1412 of the Revised Codes of Montana, relating to a special levy for the construction, maintenance and repair of free public bridges."

S. B. No. 57, being a bill for an Act entitled, "An Act to provide that persons convicted of certain offenses may be given the benefit of a suspended sentence and providing for the supervision and care of such persons."

S. B. No. 65, being a bill for an Act entitled, "An Act to amend Section 149 of Chapter 111, Title 1, Part III. of the Revised Codes of 1907 of the State of Montana, relating to the salary of the Governor of the State of Montana."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 2, being a Joint resolution ratifying an amendment to the Constitution providing that Senators shall be elected by the people of the several states, having been read three several times, was today concurred in and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 1 relating to Carey Lands in Montana was today recommended for concurrence by the Committee of the Whole Senate and was placed on the Calendar for third reading.

Also

That the Committee of the Whole Senate recommended for concurrence, as amended H. B. No. 13, being a bill for an Act to provide for an additional judge for the Fourth Judicial District of the State of Montana, so that there will hereafter be three judges in said district.

Also

That the Committee of the Whole Senate reported for concurrence H. B. No. 51, being a bill for an Act entitled, "An Act to encourage the breeding and dissemination of better farm animals in the State of Montana and providing penalties for violating any of these provisions."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate, having had under consideration business on the General File, today recommended that the following Senate Bills do pass:

S. B. No. 20, being a bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans and moneys, providing a penalty for violation thereof; and to amend Section 5212, Revised Codes of Montana of 1907."

S. B. No. 62, being a bill for an Act entitled, "An Act relating to the erection of platforms by railroads."

S. B. No. 66, being a bill for an Act entitled, "An Act to amend Section 3180 of the Revised Codes of the State of Montana relating to trial jurors."

S. B. No. 69, being a bill for an Act entitled, "An Act to amend Section 44 of Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, relating to the sale of bonds of irrigation districts."

S. B. No. 70, being a bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in irrigation district bonds in addition to other securities in which such insurance companies are now authorized to invest funds of such companies."

S. B. No. 71, being a bill for an Act entitled, "An Act to amend Section 2199 of the Revised Codes of the State of Montana of 1907, relating to the giving of notice to the State Board of Land Commis-

sioners of certain bond sales and prescribing penalties for failure to comply with such provision."

Also

That the Committee of the Whole Senate having reported recommending that S. B. No. 72, being a Bill for an Act entitled, "An Act to amend Sections 786, 2196 and 2197 of the Revised Codes of the State of Montana of 1907 as amended by Chapter 76 of the Laws of the Eleventh Legislative Assembly of the State of Montana relating to the investments of the funds of the State Normal School, Permanent University Fund, Permanent Agricultural College Funds and Permanent Schools Funds," be amended by striking out after the word 'satisfied' in the fourth sub-division of Section 2 the words "that the bonds so as to be negotiated are the only bonds issued by the school district, and," and recommend that the bill, as so amended, do pass.

The report of the committee was adopted and the above bills referred to the Engrossing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of the introduction of the following bills was today given as follows:

By Burlingame: A bill for an Act entitled, "An Act to repeal Sections 8621, 8622 and 8624 of the Revised Codes of 1907, relating to burglary and declaring the punishment for the crime of burglary."

By Burlingame: A bill for an Act entitled, "An Act to repeal Sections 8291, 8292, 8293, 8295, 8297 and 8292 of the Revised Codes of 1907 relating to the crimes of murder and manslaughter; defining the crime of unlawful homicide and fixing the punishment therefor, declaring the burden of proof in certain cases and give general form of indictment and information."

By Byrnes: A bill for an Act to amend Sections 2, 4, 6, 8 and 9 of Chapter 80 of the Session Laws of 1911 entitled, "An Act relating to and regulating the sale of coal within the State of Montana, requiring all persons, associations and corporations retailing or selling at retail, coal of any kind, to take out a license and providing penalties for violation of this Act."

By Byrnes: A bill for an Act providing for payment for coal confiscated by railway companies when consigned to others.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced by unanimous consent, without

previous notice, read first and second times and referred:

S. B. No. 105, by Leighton: A Bill for an Act entitled, "An Act to provide for the State University at Missoula, the College of Agriculture and Mechanic Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized shall constitute the University of Montana; providing for the control and supervision thereof by the State Board of Education; authorizing said State Board, in its discretion, to employ a chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said university; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institutions, prescribing a seal for the University of Montana and its custody, and the affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the presidents of the several institutions composing the University of Montana, and repealing all acts and parts of Acts in conflict with this Act."

To Committee on Education.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred:

S. B. No. 101, by Selway: A bill for an Act entitled, "An Act to amend Section 1840 of the Revised Codes of 1907, relating to the quarantine of domestic animals and Texas cattle; and providing that before declaring a quarantine the veterinary shall exhibit to the owner or persons in charge a specimen of the parasite, under microscope or otherwise, for his inspection."

To Committee on Stockgrowing and Grazing.

S. B. No. 102, by Selway: A bill for an Act entitled, "An Act to amend Section 1906 of the Revised Codes of 1907 relating to Bounty Inspectors; abolishing the office of Bounty Inspector and providing in lieu thereof, that the Sheriff and his deputies shall act as bounty inspectors at the county seat."

To Committee on Stock Growing and Grazing.

S. B. No. 103, by Selway: A bill for an Act entitled, "An Act to amend Section 1870 of the Revised Codes of 1907, relating to the duty of railroad companies to notify veterinary surgeons in certain cases; repealing the provision relating to disinfecting cars in which sheep are to be shipped from one place to another, within this State."

To Committee on Stock Growing and Grazing.

S. B. No. 104, by Darroch: A bill for an Act entitled, "An Act to exempt women and children from the payment of a license to fish in the waters of Montana."

To Committee on Fish and Game.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. Nos. 34 and 54 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred S. B. No. 75, being a bill for an Act entitled, "An Act to provide for the repayment of moneys borrowed for the maintenance of public schools," today reported, recommending that the bill do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Election and Privileges to whom was referred S. B. No. 97, being a bill for an Act entitled, "An Act authorizing Electors residing outside any incorporated city or town, and more than five miles from the established polling place in the precinct in which they reside, to vote at the polling place nearest to their place of residence," today reported, recommending that the same do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and transportation to whom was referred S. B. No. 95, being a bill for an Act entitled, "An Act to amend Section 136 of the Session Laws of 1911, relating to prohibition and regulation of the issuance of reduced or free transportation by common carriers," today reported, recommending that same do pass, with the following amendment:

Amend Section 2, in line 9, by striking out the word "Companies," in insert in lieu thereof "Systems owned and operated by the railway

companies." On page 2 in line 19 after the word "Inspectors," insert the following: "While traveling on official business."

The report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Railroads and Transportation, to whom was referred S. B. No. 61, being a bill for an Act entitled, "An Act providing for a summary method for procuring the right to erect a grain warehouse or grain elevator on railroad rights of way," today reported, recommending that same do pass with the following amendment:

Amend Section 2, page 2, line 15, by striking out the word "Ten," and insert in lieu thereof the word "Thirty."

The report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Railroads and Transportation, to whom was referred S. B. No. 46, being a bill for an Act entitled, "An Act to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew, and providing a penalty for the violation of this Act," today reported that same do pass with the following amendment:

Amend Section 1, line 2, after the word "any," by inserting the word "steam," and in line 3, after the word "any," insert the word "steam." In line 12, strike out the following: "And none of said train crew shall be required or permitted to perform the duties of train baggage man or express messenger, while on the road." Amend Section 2 in line 2 by inserting the word "steam" after the word "any." Amend Section 4 by inserting in line 2 after the words "operating any steam," and after the words "or part of any," in line 2 insert the word "steam."

The report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 59, being a Bill for an Act entitled, "An Act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428, 3429, of the Revised Codes of Montana of 1907, and Chapter 127 of the Acts of the Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to empower city and town councils to pay installments for any improvements which are to be paid for by special assessments against any property, and for such installments, to issue annual interest bearing warrants, and to levy and collect assessments to pay for the same, and to extend the payment of installments over and period not exceeding eight years. Approved March 8th, 1909.' And Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, be-

ing an Act entitled, 'An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and City or Town Clerk of such city or town. Approved March 2, 1911,' today reported that same do pass with the following amendment:

Strike out from Section 2 the following words: "and poles, posts, wires, pipes, conduits, lamps and other suitable or necessary appliances for the purpose of lighting said streets, avenues, lanes, alley, courts, places or public ways."

The report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. Nos. 31, 36, 49, 51, 57 and 65 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred S. B. No. 74, being a bill for an Act entitled, "An Act to authorize the University of Montana, and place under one management and at one location the State University, the State School of Mines, the College of Agriculture and Mechanic Arts and the State Normal College; to provide for the selection of a site for said University of Montana, and providing for the issuance of bonds, and the submission of the same to the voters at the next general election," today reported the same back with the recommendation that it be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Railroads and Transportation, to whom was referred S. B. No. 37, being a bill for an Act entitled, "An Act to amend Chapter 136 of the Session Laws of 1909, which provides for certain appliances, rules and regulations looking to the safety of the traveling public, and employees upon railway trains, and to confer upon the Board of Railway Commissioners of the State of Montana certain powers in relation thereto; to confer upon the Board of Railroad Commissioners power and authority to determine the distribution of joint rates made over two or more railways or railroad lines, and

providing penalties for the violation of the provisions of this Act," today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Railroads and Transportation, to whom was referred S. B. No. 76, being a bill for an Act entitled, "An Act to regulate common carriers, and to provide for certain appliances, rules and regulations looking to the safety of the traveling public and employees upon railroad or railway trains; to provide for the inspection of track, switches, ties, roadbeds, bridges, culverts, rights of way, tunnels and all structures, with a view to determining their safety; to compel the installation of suitable platforms and station houses and to order the construction of connecting tracks, where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise) the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or unloading tracks, stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana certain powers in relation to all the foregoing; giving the District Court the power to enforce the rules of the Commission; giving both parties the right of trial by jury and appeals and providing a penalty for the violation of this Act," today reported that the same was indefinitely postponed, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred S. B. No. 60, being a bill for an Act entitled, "An Act to amend Section 3303 of the Revised Codes of Montana of 1907 relating to the safe keeping and depositing of all public funds by the County Treasurer, and providing a bond from banks," today reported that the same was indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 51, being a bill for an Act entitled, "An Act to provide for the semi-annual payment of property taxes at the option of each tax payer and to provide and to fix penalties for the non-payment of taxes," was today read third time and rejected.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 30, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

the Committee on Finance and Claims, to whom was referred S. B. No. 29, being a bill for an Act entitled, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of counties, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907," today reported recommending that same do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

No objections being offered, Mr. Speaker reverted back to the First Order of Business.

PETITIONS.

The following petitions were received which were signed by various parties from the respective counties:

To the Honorable Legislature of the State of Montana.

We, the citizens of Blaine county, Montana, respectfully represent to your honorable body that we are strongly opposed to the creation of any new county taking in a portion of the territory of Blaine county, by any method such as a special act of the Legislature that will deprive the people of the territory affected of the right to vote on the question of whether or not they wish to be placed in a newly formed county. Blaine county was created last spring, less than a year ago, by popular vote under the general county division law. It is now proposed by special Act to cut off a large portion of the new county for the purpose of forming a new county. There is considerable doubt as to whether the people in the section, proposed to be cut off, desire a change so soon after the county division of last year, and we urge that such a change should not be forced upon them but they should be allowed to vote on the proposal under the general county division law.

To the Hon. the House of Representatives of the State of Montana.

We, the undersigned citizens of Blaine county, Montana, hereby represent that it has come to our notice that a bill has been introduced and has passed the Senate, creating Phillips county from a portion of the counties of Blaine and Valley. This, to us, appears so ridiculous that we looked upon it as rather a joke until we heard that it had passed the Senate. Blaine county is one of the newest counties in the state, having just been created last March, together with Hill county, both taken from Chouteau county at the same time. Our new county is now on the verge of bankruptcy. Our taxes in the county being but two and one-half cents and in the towns about four and one-half cents on the dollar, and that levy does not begin to pay our running expenses. At the last election we voted bonds to the extent of \$110,000.00. Forty thousand of this for roads and outstanding bills and \$70,000.00 for a court house, so that next year our taxes must be at least one-half per cent higher. It is our belief that the law passed at the last session of the Legislature is ample to create new counties under, when the people want them, and we hereby submit that in this case there is absolutely nothing in favor of this division except

to give the little village of Malta a county seat at the expense of the taxpayers of the county.

And therefore, we do hereby petition your honorable body to refuse to concur in the bill for the creation of the said Phillips county and we, your petitioners, will ever pray.

Above communications were referred to the Committee on New Counties and Divisions.

On motion of Day the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Word in the chair.

House resumed.

Mr. Speaker in the chair.

Word from the Committee of the Whole reported as follows:

Mr. Speaker:

We your Committee of the Whole, to whom was referred S. B. No. 13, a bill for an Act entitled, "An Act to authorize the Government of the United States, the United States Commissioner of Fisheries and its or his duly authorized agents the right to conduct fish hatching and all operations connected therewith in any manner and at any time that may by them be considered necessary and proper at a United States Fish Cultural Station to be established by the Government of the United States in the State of Montana." and S. B. No. 14, a bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgement may be taken," having had same under consideration report same back to the House with the recommendation that S. B. No. 13 and S. B. No. 14 be placed on the head fo the list for consideration under General Orders the next Legislative day and that the Sergeant-at-Arms of the House be instructed in future to see that all Senate and House Bills be promptly distributed as soon as they are received from the printer.

Also

Having had under consideration H. B. No. 110, a bill for an Act entitled, "An Act providing for the submission to the Electors of the State of Montana, for their approval or rejection, an amendment to Section 6 of Article 13 of the Constitution of the State of Montana, relating to the indebtedness of cities," report same back to the House with the recommendation that same do pass as amended and ask leave to sit again.

Report of the Committee of the Whole adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred H. B. Nos. 49 and 75, beg leave to report same back to the House as correctly engrossed, and same were placed on third reading.

On motion of Durkan the House took a recess at 12:30 P. M. until 2:00 P. M.

AFTERNOON SESSION.

House resumed at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

On motion of Carroll, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Word in the chair.

House resumed.

Mr. Speaker in the chair.

Word from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred the bills on General Orders, beg leave to report progress and ask permission to sit again.

Report of the Committee of the Whole adopted.

MESSAGE FROM THE GOVERNOR:

The following communication was received from the Governor:
Executive Office,

Helena, Montana.

January 31, 1913.

To the Speaker of the House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State the following bills:

H. B. No. 5. An Act making an appropriation of money for the incidental expenses of the Thirteenth Legislative Assembly of the State of Montana.

H. B. No. 8. An Act to amend Section 4659 of the Revised Codes of Montana of 1907 relating to acknowledgements.

H. B. No. 9. An Act to amend Section 4664 of the Revised Codes of Montana of 1907, relating to form of acknowledgements by corporations.

H. B. No. 10. An Act to amend Section 4681 of the Revised Codes of Montana of 1907, relating to the validity of instruments affecting real property now recorded.

H. B. No. 21. An Act amending Section 2883 of the Revised Codes of Montana of 1907, relating to vacancies in county offices, how filled and the length of time an appointee shall hold office.

S. V. STEWART, Governor.

Durkan moved that the House adjourn until 2:00 P. M. Monday, February 3, 1913.

Motion lost.

On motion of Day the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Word in the chair.

House resumed.

Mr. Speaker in the chair.

Word from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred H. B. No. 103, a bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly," having had same under consideration, report same back to the House with the recommendation that the enacting clause be stricken out.

Also

Having had under consideration Substitute for H. B. No. 45, a bill for an Act entitled, "An Act to amend Section 3402 of the Revised Codes of Montana of 1907, relating to the sale of delinquent property for taxes, in special improvement districts, and ratifying certain previous sales," reported same back to the House with the recommendation that same be re-referred to Committee on Judiciary.

Also

Having had under consideration H. B. No. 65, a bill for an Act entitled, "An Act to amend Section 1500, Revised Codes of Montana, 1907, defining the term "Communicable Diseases," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 86, a bill for an Act entitled, "An Act to amend Section 4062 of the Revised Codes of the State of Montana, 1907, as amended by laws of Montana, 1909, relating to the manner in which insurance companies, associations or partnerships may transact business in the State of Montana," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 119, a bill for an Act entitled, "An Act to compensate owners of tuberculous cattle, glandered horses and horses afflicted with dourine, when said livestock are killed according to law, and making appropriations therefor," report same back to the House with the recommendation that same be re-referred to Committee on Appropriations.

Also

Having had under consideration H. B. No. 130, a Bill for an Act entitled, "An Act to regulate marriages and the issuance of marriage licenses, prohibiting marriages in certain cases, providing penalties for the violation of the provisions of this Act, and repealing all acts or parts of acts in conflict herewith," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration Substitute for H. B. No. 133, a Bill for an Act entitled, "An act to amend Section 2082 of the Revised Codes of Montana of 1907, relating to legal fences," report progress and ask leave to sit again.

Report of Committee of the Whole adopted.

Murray moved that when the House adjourn today it adjourn until Monday, February 3rd, at 2:00 P. M.

Day moved an amendment that the House adjourn until 10:00 o'clock tomorrow morning.

Amendment carried.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bills Nos. 13 and 51 and Joint Resolution No. 1, beg leave to report the same back as correctly enrolled.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber,

Helena, Montana.

January 31st, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: House Joint Resolution No. 1, having been read three several times, was today concurred in, and is returned herewith.

Also

That House Bill No. 51, having been read three several times, was today concurred in, and is returned herewith.

Also

That House Bill No. 13, having been read three several times and as amended by the Senate was today concurred in, and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Mr. Speaker at this time announced that he was about to sign H. B. No. 51, a Bill for an Act entitled, "An Act to encourage the breeding and dissemination of better farm animals in the State of Montana."

Also

Joint Resolution No. 1, relating to the investigation of the Carey Land Act, and signed same in the presence of the House.

Mr. Speaker announced that owing to the fact that House Bill No. 13, which had been reported as being correctly enrolled, but did not contain concurrence in the Senate amendments to same, he would not sign said bill at this time.

Day moved that the House now adjourn until 10:00 A. M. tomorrow.

Motion lost.

Cutts moved that the House go on with the third reading of bills.

Motion lost.

Holt moved to adjourn.

Motion lost.

Walker moved to reconsider the motion setting the time to adjourn until 10:00 A. M. tomorrow.

Motion prevailed.

Day moved to adjourn until 10:00 A. M. tomorrow.

Durkan moved as a substitute that we adjourn until 2:00 P. M. Monday, February 3rd.

Substitute motion prevailed and the House adjourned at 4:55 P. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Twenty-Ninth Day.

Monday, February 3, 1913.

House met pursuant to adjournment to 2:00 P. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-sixth day and find same to be correct and recommend that the section of the report of the Committee of the Whole recommending that Substitute Concurrent Resolution No. 1 be indefinitely postponed, be expunged from the Journal, as same was placed on General Orders in error.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received:

White Sulphur Springs, Mont., Jan. 27, 1913.

TO THE HONORABLE THE SENATE AND HOUSE OF
REPRESENTATIVES:

Gentlemen:

At the Assessors' Association in Convention assembled in the city of Helena, January 24, 1913, was instructed to deliver to you the enclosed resolution adopted by such body.

Very respectfully,

(Signed:) JAS. H. STEWART,

Secy. Assessors' Association of Montana.

Be It Resolved, That it is the sense of the Assessors' Association in convention that a law be enacted providing for a license tax upon the gross or net receipts of express companies of the business done in the State of Montana, also a license tax upon sleeping cars used within the State.

And Be It Further Resolved, That copies of this Resolution be presented to the Senate and House of Representatives.

RESOLUTION ENDORSING MOVEMENT TO CREATE NATIONAL
PARK IN LINCOLN COUNTY, MONTANA.

At a meeting of the people of Kalispell and vicinity called for the purpose of considering legislation relating to roads and highways held at the City of Kalispell on the 28th day of January, 1913, the following resolution was unanimously adopted:

Whereas, a movement has been started in our sister county of Lincoln, to secure the creation of a National Park of about 100 square miles, including within its boundaries some of the most beautiful scenic attractions in Montana, notably Blackwell Glacier and Howard Lake; and

Whereas, the question of the creation of such Park is intimately associated with the question of good roads, located as the proposed Park is on the beautiful scenic Spokane, Bonners Ferry, Libby, Kalispell and Glacier Park Highway, the greatest portion of which has been constructed by the Counties of Flathead and Lincoln in Montana, the County of Bonners in Idaho, and the County of Spokane in Washington, which highway is an extension of the Park to Park Highway extending from Yellowstone National Park to Glacier National Park and which for its entire route traverses a country of varied and beautiful scenery and puts the people of Montana, Northern Idaho and Washington within easy traveling distance of the two greatest National pleasure grounds.

The proposed Park in addition to being a section of great natural beauty, is the home of large and feathered game and fish in large numbers and if established as a National Park would furnish an asylum and breeding ground for game of practically all kinds known to Montana and the Northwestern states.

Therefore, we respectfully petition the Legislative Assembly of the State of Montana to memorialize the Congress of the United States to create said Park according to the lines suggested by the people of Lincoln County, and we hereby request our Senator and Representative in Congress to use every effort to secure the creation thereof.

(Signed:) SIDNEY M. LOGAN,

J. L. McINTIRE,

W. H. GRIFFIN.

The foregoing resolution was duly and regularly adopted at the meeting mentioned therein.

E. E. GIVENS, Chairman.

FRANK D. STOOP, Secy.

The Kalispell Chamber of Commerce fully endorses the above Resolution.

I. H. ALWARD, Pres.

P. N. BERNARD, Secy.

MISSOULA FEDERAL UNION NO. 12,924.

Missoula, Montana, January 28, 1913.

A. J. Brower, Esq.,

Representative, Missoula County.

Sir:

WHEREAS, There is now pending in the Legislature of the State

of Montana, a certain bill known as House Bill No. One, and commonly called "The Workingman's Compensation Act."

WHEREAS, After careful study of the said bill, we are of the opinion that it is not to the interest of the laboring men of the State to have said bill enacted and become a law;

WHEREAS, We are of the opinion that said bill is not for the interest of the laboring class or to the interest of the employee, but only the employers' interest.

NOW THEREFORE, Be It Resolved by the Missoula Federal Union, No. 12,924 of Missoula, Montana, that we are opposed to said bill and opposed to the same becoming a law and desire to express our disapproval thereof, and so ask our Representatives and Senators of the State Legislature to use all honorable means to prevent passage of said bill and to prevent it becoming a law.

(Signed:) R. E. GROVE, Pres.

H. B. CAIN, Secy.

NOTICES OF BILLS.

The Following notices were given:

By Day: A Bill to amend Section 7738 of the Revised Codes of Montana of 1907 relating to appraisement of estates and the computation of the inheritance tax thereon.

By Day: A Bill to amend Section 297 of the Revised Codes of Montana of 1907 relating to the compensation of Marshal of the Supreme Court.

By Brower: A Bill to amend Sections 4010 and 4011 of the Revised Codes of Montana of 1907 relating to the reserve funds to be maintained, and the limitation of loans made by banks and banking corporations, and the duties of the State Examiner in relation thereto.

By Brower: A Bill relating to the regulation of Banks and Banking corporations and providing penalties for the violation thereof.

By Crull: A Bill appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of four horses owned by W. C. Jenizen.

By Graybeal: A Bill relating to hotels, inns and public lodging houses, restaurants, boarding houses and places where food, drink and refreshments are served to the public; defining a hotel; requiring fire escapes and other means of protection from fire; providing for the ventilation and sanitation of hotels, restaurants, boarding houses and places where food, drink and refreshments are served to the public, and requiring the furnishing of clean linen and bedding for the use of guests of hotels; establishing a minimum size of sheets for beds; conferring upon the State Dairy, Food and Sanitary Inspector the power to enforce the provisions of this Act; providing for an annual inspection fee; fixing penalties for violation of the provisions of this Act, and repealing all Acts and parts of Acts in conflict herewith.

By Norton: A Bill authorizing and regulating the sale of game and game birds, and providing apenalty for the violation of this Act.

By Spogen: A Bill to regulate the business of public telephone companies and declaring such companies to be common carriers.

By Carroll: A Bill to provide for the care and maintenance of the aged and indigent pioneers of the State of Montana.

By O'Neill: A bill to prevent County Commissioners from ordering a bond election, to be held in the winter time.

By McMahon: A bill to amend Sections 3, 4 and 5 of Chapter 110 of the Montana Session Laws of 1911.

By Walker: A Bill regulating the salaries of patrolmen and other members of the Police Department in cities of the first class.

By Kirschwing: A Bill to amend Chapter V, Title VII., Division I., Part IV., of the Revised Codes of the State of Montana of 1907 by inserting in said Chapter a section to be numbered 4375-A, providing for the physical valuation of the property of common carriers doing business in the State of Montana by the Board of Railroad Commissioners of the State of Montana, and providing penalties for the violation of the provision thereof.

By Davis: A Bill to prevent discrimination between shippers by railroad companies in the matter of furnishing cars to such shippers.

By Word: A Bill to amend Section 1, Chapter 43, of the Session Laws of the Twelfth Legislative Assembly, entitled, "An Act to authorize the appointment of one or more commissioners for the measurement and division of water under a decree or decrees of court in certain cases, and prescribing his or their duties and compensation and repeal Sections 4881, 4882, 4883, 4884, 4885, 4886, 4887, 4888, and 4889 of the Revised Codes of Montana of 1907 relative to water commissioners."

By Johnson: A Bill to amend Section 1, Chapter 112, of the Session Laws of 1911, relating to the creation, organization and classification of new counties.

REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed:

Nos. 69, 123, 125, 129, 138, 147, 151, 169, Joint Resolution No. 5.

Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred House Bill No. 181, being a Bill for an Act entitled, "An Act to exempt honorably discharged sailors and soldiers of the war of the Rebellion, and honorably discharged sailors and soldiers of the war with Spain, the Philippine Insurrection and the Boxer Uprising in China, from the payment of road tax and poll tax," beg leave to report that having had said bill under consideration, find that the same should be amended by striking out the word "and" in line 4 of the title, and substitute in lieu thereof the word "or" and by striking out the word "and" in line 5 of Section 1, and substitute in lieu thereof the word "or," and report the same back as amended, with the recommendation that it do pass.

Report adopted.

Gould from the Committee on Dairying reported as follows:

Mr. Speaker:

Your Committee on Dairying beg leave to report that having had under consideration House Bill No. 74, introduced by Lovelace, same being a bill for an Act entitled, "An Act creating the office of State Dairy Commissioner of the State of Montana, fixing the salary and making an appropriation for the carrying out of the provisions of this Act, and defining the duties thereof; providing for a deputy; prescribing the duties of said Dairy Commissioner and his deputy; defining dairy products and imitation dairy products; regulating the production, sale and shipment of milk, cream, butter, ice cream and cheese; providing for the inspection of creameries, cheese and ice cream factories, dairies and utensils; providing penalties for the violation of this Act, and repealing all Acts in conflict herewith."

This Committee recommends that having framed a substitute for said bill, the Chairman of said Committee is instructed to introduce said substitute bill in the name of the Committee on Dairying, same being Substitute for House Bill No. 74, introduced by Committee on Dairying, being a Bill for an Act entitled, "An Act creating the office of a State Dairy Commissioner of the State of Montana, fixing the salary and making an appropriation for the carrying out of the provisions of this Act, and defining the duties thereof; providing for deputies, prescribing the duties of said Dairy Commissioner and his deputies, defining dairy products and imitation dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream, condensed milk and cheese; providing for the inspection of creameries, cheese, condensed milk and ice cream factories, dairies and utensils, providing penalties for the violation of this Act and repealing all Acts in conflict herewith," and that the same do pass.

Report adopted.

Prescott from the Committee on House Employees reported as follows:

Mr. Speaker:

We, your Committee on House Employees, beg leave to report and recommend that the following person be entered on the list of House employees:

Assistant on Appropriation Committee—Helen Moran.

Report adopted.

Spogen from the Committee on Improvements and Manufacturing reported as follows:

Mr. Speaker:

Your Committee on Improvements and Manufacturing to whom was referred House Bill No. 95, being a Bill for an Act entitled, "An Act defining and regulating the carrying for sale, endeavoring to sell or sale of cotton duck or canvas and requiring the same to be properly marked as to weight, size and use of fillers or other preparations," having had same under consideration and finding the bill one in which separate and opposing interests are involved, beg leave to ask that time of the Committee for consideration of said bill be extended, and that the Committee will hold a meeting in Room No. 4 on February 5th

at 12 o'clock noon, when all interested in this measure are invited to be present to discuss the same.

Report adopted.

Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred House Bill No. 15, introduced by Camp, being a Bill for an Act entitled, "An Act to amend Sections 2616, 2622, 2623, 2627, 2629, 2630, 2635, 2644, 2657, 2658, 2662, 2664, 2668, 2669, and 2681 of the Revised Codes of Montana of 1907, relating to the collection of property taxes in two payments each year, and fixing the rate of interest to be collected on all delinquent payments," beg leave to report that they found the same as originally prepared, defectively drawn, in that there was an attempt to amend the section by insertion of words, instead of re-enacting the entire sections under consideration, and the framer of the bill has presented to the Committee a substitute correctly drafted, which said substitute for House Bill No. 15, we herewith present with the recommendation that it do pass, and that further consideration of House Bill No. 15 as originally drawn, be indefinitely postponed.

Report adopted.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations beg leave to report back to the House with the recommendation and passage of the following bills:

House Bill No. 183, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for transporting prisoners."

House Bill No. 184, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund for the payment of a certain deficiency claim incurred for expense in office of State Game Warden."

House Bill No. 185, introduced by the Appropriation Committee, being a Bill for an Act entitled, "An Act to appropriate money to pay the deficiency claims for maintenance of the Orphans' Home."

House Bill No. 186, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for Public Printing."

House Bill No. 187, introduced by the Appropriation Committee, being a Bill for an Act entitled, "An Act appropriating money for the payment of deficiency claims for the maintenance appropriation for the School of the Deaf and Blind."

House Bill No. 188, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building."

House Bill No. 189, introduced by the Appropriation Committee, being a Bill for an Act entitled, "An Act appropriating money for the completion of the power and heating plant at the School for the Deaf and Blind."

H. B. No. 190, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money for the pay-

ment of certain deficiency claims on account of requisitions."

House Bill No. 191, introduced by the Appropriation Committee, being a bill for an Act entitled, "A Bill authorizing the payment of certain bounty claims and appropriating money from the State Bounty Fund for the payment thereof."

House Bill No. 193, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for expenses of Judges presiding at trials outside their own districts, and also for the payment of certain deficiency claims for expenses incurred by District Judges on account of holding court in counties other than the counties where they reside as provided by Chapter 91, Session Laws enacted by the 12th Legislative Assembly."

Report adopted.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Committee on Dairying, Sub. H. B. No. 74. A Bill for an Act entitled, "An Act creating the office of a State Dairy Commissioner of the State of Montana, fixing the salary and making an appropriation for the carrying out of the provisions of this act, and defining the duties thereof; providing for deputies; prescribing the duties of said Dairy Commissioner and his deputies; defining dairy products and imitation of dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream, condensed milk and cheese; providing for the inspection of creameries, cheese, condensed milk and ice cream factories, dairies and utensils; providing penalties for the violation of this act and repealing all acts in conflict herewith."

By McNally, H. B. No. 224: A Bill for an Act entitled, "An Act appropriating money for the payment of claims hereafter arising under the provisions of Chapter 129 of the Laws of the Twelfth Legislative Assembly of the State of Montana."

By McNally, H. B. No. 225: A bill for an Act entitled, "An Act appropriating money for the payment of amount due from the State, under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana."

By Graybeal, H. B. No. 226: A Bill for an Act entitled, "An Act to punish persons who put harmful seeds upon the lands of another or upon public highways or along ditches."

By King, H. B. No. 227: A Bill for an Act entitled, "An Act to create a State Bureau of Legislation and Publicity, to define its purpose, and provide for its maintenance."

By King, H. B. No. 288: A Bill for an Act entitled, "An Act to be known as 'The Civil Sunday Rest Bill,' designed to secure rest from toil one day in seven, by prohibiting certain labors and regulating others and prescribing penalties for the violation of the provisions of this act."

By Norton, H. B. No. 229: A Bill for an Act entitled, "An Act defining the number of men employed in the operation of electric street railway cars, designating the number of men to constitute a full crew for such cars and providing penalties for the violation of the same."

By Christmas, H. B. No. 230: A bill for an Act entitled, "An Act to create and establish a standard size apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes; and providing a penalty for the violation of this act."

By Christmas, H. B. No. 231: A Bill for an Act entitled, "An Act requiring all persons selling nursery stock, fruit trees, plants, vines, scions or cuttings within the State of Montana, as the agent of any nursery not holding a Montana license, to obtain a license therefor."

By McMahon, H. B. No. 232: A Bill for an Act entitled, "An Act to amend Section 8353 of the Revised Codes of the State of Montana, 1907, defining the crime of bigamy."

By Sullivan, H. B. No. 233: A Bill for an Act entitled, "An Act to appropriate money for certain furnishings, repairs, and improvements at the Montana School for the Deaf and Blind at Boulder, Montana."

By Committee on Judiciary, H. B. No. 234: A Bill for an Act entitled, "An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this act; and repealing Sections 5757, 5758, 5759, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772 and 5773 of the Revised Codes of the State of Montana of 1907.

By O'Neill, H. B. No. 235: A Bill for an Act entitled, "An Act to provide for tonnage roads in communities that petition therefor, to provide for the construction of public highways by contract and to pay therefor upon the orders of the County Surveyor, to provide for the naming of road viewers and granting to them powers and duties relating to public roads."

READING OF SENATE BILLS.

S. B. No. 31, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 36, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms.

S. B. No. 49, read first and second times by title only and referred to Committee on Townships and Counties.

S. B. No. 57, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 65, read first and second times by title only and referred to Committee on Judiciary.

READING OF HOUSE BILLS.

H. B. No. 224, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 225, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 226, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 227, read first and second times by title only and referred to Committee on Development and Publicity.

H. B. No. 228, read first and second times by title only and referred to Committee on Labor.

H. B. No. 229, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 230, read first and second times by title only and referred to Committee on Horticulture.

H. B. No. 231, read first and second times by title only and referred to Committee on Horticulture.

H. B. No. 232, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 233, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 234, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 235, read first and second times by title only and referred to Committee on Highways.

Substitute for H. B. No. 74, read first and second times at length and referred to Committee on Appropriations.

Substitute for H. B. No. 15, read first and second times by title only and referred to Committee on Printing.

MESSAGES FROM THE GOVERNOR.

The following communication was received from the Governor:
EXECUTIVE OFFICE,
Helena, Montana.

February 1, 1913.

The Speaker of the House of Representatives,
House of Representatives,
Helena, Montana.

On January 17, I appointed a Commission composed of Messrs. H. H. Pigott of Helena, Joseph Smith II. of Deer Lodge, and G. F. Peterson of Missoula to investigate the plans and work of the Panama-California Exposition, to be held at San Diego, California, during the year 1915.

Appointment of this Commission was made at the request of the authorities of the Exposition named, and the expenses of the Commissioners were defrayed by the Exposition Management.

Under date of January 28 the Commissioners have submitted their report and recommendations, and I transmit herewith a copy of such report for appropriate consideration at the hands of your honorable body.

S. V. STEWART, Governor.

Referred to Committee on Fairs and Expositions.

MOTIONS AND RESOLUTIONS.

Jordan or Dawson moved that the Committee on County Divisions be instructed to hold a hearing as to Senate Bills 47 and 48, on Tuesday, the 4th instant, the time of hearing to be announced from the floor of the House, and the Committee to report back its findings Friday morning, February 7th.

Holt moved that the motion be tabled.

Motion lost by the following vote:

Ayes: Annin, Brower, Burnett, Carroll, Christmas, Collins, Crippen, Davis, Day, Drinkard, Durkan, Ellingson, Fisher, Glenn, Henley, Higgins, Holt, Kelly, Kemmis, Kirschwing, Lovelace, McClung, MacRae, Meadors Nye, O'Neill, Phillips, Pope, Sickler, Smith and Word—31.

Noes: Blair of Ravalli, Blair of Powell, Blake, Burns, Carnal, Clark, Clay, Conner, Cookingham, Crull, Cutts, Eliel, Ezekiels, Gleason, Gould, Graybeal, Huddleston, Jahreiss, Johnson, Jordan of Dawson, Jordan of Flathead, Kiley, King, Kuphal, Largey, Lemmon, McMahon, McNally, Mayfield, Murphy, Murray, Norton, Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet, Walker, Working and Mr. Speaker—40.

Absent and not voting: Camp, Cramer, Davidson, Doggett, Fishbaugh, Harmon, Hough, Hustead, Jewell, Mains, Murray, Poulsson, Rhoades and Tighe—14.

Holt moved as an amendment that the hour be made 4 P. M. this afternoon for the hearing of this committee instead of Tuesday the 4th instant. Withdrawn.

Motion of Jordan of Dawson adopted.

Lovelace moved that the printing of House Joint Memorials Nos. 3 and 4 be dispensed with and that they be placed on General Orders.

Motion prevailed.

Pope offered the following Resolution:

Asking for the appointment of a Joint Investigating Committee of three Representatives and two Senators to investigate the reported violation of the anti-gambling law in the city of Helena.

Eliel raised the question of consideration and upon a vote being taken, the members voted not to consider the Resolution at this time.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that pursuant to the request of the House of Representatives, the President of the Senate today appointed the following named Senators as the Senate conferees on Joint Rule No. 23:

WHITESIDE,
MUFFLY,
BYRNES,
EDWARDS,
SELWAY.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate today adopted the report of the Senate Committee on Rules,

recommending the adoption of the Rules of the Twelfth Legislative Assembly, with the following amendment to Rule No. 15:

By increasing the Committee on Counties and Towns from seven members to nine, and the committee on Fish and Game from five to seven.

And the Committee on Irrigation and Water Rights to consist of nine members.

The Committee on Military Affairs to consist of three members.

The Committee on Public Lands to consist of seven members.

The Committee on Stock Growing and Grazing to consist of nine members.

And by adding a committee on Insurance to consist of five members, and to be No. 30.

By adding a Committee on Dairies and Dairying to consist of five members, and to be No. 31.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 42, being a Bill for an Act entitled, "An Act to amend Section 1288 of the Political Code of the State of Montana, relating to the Soldiers' Home," which had previously been referred to the Committee on Counties, Towns and Municipal Corporations, was today, upon recommendation of said Committee re-referred to the Committee on Military Affairs.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to Inform your Honorable Body that Senate Bills numbered 39 and 80 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 20, 62, 66, 70 and 71 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Corporations other than Municipal, to whom was referred Senate Bill No. 4, being a Bill for an Act, "To define and regulate Public Utilities, and provide means for its improvement," today reported that same be indefinitely postponed, and the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the Committee on Agriculture and Manufactures, to whom was referred Senate Bill No. 22, being a Bill for an Act entitled, "An Act to establish a State Grain Laboratory at the Montana Agricultural Experiment Station, and to define the aim and the scope of the work to be proposed, and providing for the administration, and to make appropriations for the establishment and maintenance thereof," today reported recommending that same do pass with the following amendment:

By striking out the word "buildings" in line three of Section five, and by striking out the word "and" in line four of said Section Five, and by substituting in the place of the words "Six Thousand Dollars" and the figures "\$6,000.00;" in line six of Section Five thereof, the words "Two Thousand Five Hundred Dollars," and the figures "\$2,500.00."

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Corporations other than Municipal, to whom was referred Senate Bill No. 10, being a bill for "An Act making the Board of Railroad Commissioners of the State of Montana Ex-Officio a Public Service Commission for the regulation and control of certain Public Utilities, prescribing the manner in which said Public Utilities shall be regulated and controlled, requiring such Public Utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for services rendered by such Public Utilities, providing penalties for violation of the provisions of this act, authorizing such Public Service Commission to appoint an expert engineer, and to employ clerks and assistants and making an appropriation for carrying out the

provisions of this Act," today reported that same do pass with the following amendment:

That in line 2 of Section 3, after the word "corporation," and before the word, "company," there be inserted the words "both public and private."

That at the end of Section 6, there be added the words "and the Commission may at any time of its own initiative make a re-valuation of such property."

That in subdivision b of Section 19, there be stricken out the words "No complaint shall at any time be dismissed because of the absence of direct damage to the complainant."

That in subdivision c of Section 19, there be added after the word "persons," in line 4, the words "Notice of the hearing upon any such complaint shall be given to the persons interested in such manner as the Commission may by rule prescribe."

That in line 10 of Section 26, between the words "is" and "unreasonable" there be inserted the words "unlawful or."

That in Section 34, line 2, there be inserted the figures "\$15,000.00.. in lieu of "\$20,000.00."

Report adopted, bill referred to Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 99 was today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 54, being a Bill for an Act entitled:

"An Act to amend Sections 1639, 1640, 1642, 1643, 1644, 1647, 1648, 1649, 1650, 1651, 1652, 1655, 1656, 1657, 1659, 8444 of the Revised Codes of 1907, and to amend section 1641 of said Codes as the same was amended by Chapter 10 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, and to repeal Sections 1658 and 8468 of the said Codes, all relating to the inspection and operation of steam boilers within the State of Montana, and including the examining and licensing of engineers therefor," was today reported from the Committee of the Whole, with the recommendation that the bill do pass.

Report adopted, and bill referred to the Engrossing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read first and second times and referred:

House Bill No. 7, introduced by Norton, to Committee on Mines and Mining.

House Bill No. 20, introduced by Harmon, to Committee on Education.

House Bill No. 56, introduced by Day, to Committee on Judiciary.

House Bill No. 80, introduced by Day, to Committee on Judiciary.

House Bill No. 81, introduced by Day, to Committee on Judiciary.

House Bill No. 90, introduced by McNally, to the Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Notice of the Introduction of the following bills was today given as follows:

By Muffy: A Bill for an Act entitled, "An Act to create the Fourteenth Judicial District of the State of Montana, to be composed of the counties of Broadwater and Meagher. To change the boundaries of the Ninth Judicial District to conform thereto, to change the boundaries of the Tenth Judicial District to conform thereto, and to provide for the appointment, duties, powers and term and compensation of Judge of said Fourteenth Judicial District."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced by unanimous consent, without previous notice, read first and second times and referred:

Senate Bill No. 110, by George: A Bill for an Act entitled, "An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of a diseased animal under the provisions of Sections 1841 and 1842 of the Revised Codes of Montana of 1907," to Committee on Finance and Claims.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred:

Senate Bill No. 106, by MacKenzie: A Bill for an Act entitled, "An Act to establish a seed lien," to Committee on Agriculture and Manufactures.

Senate Bill No. 107, by Selway: A Bill for an Act entitled, "An Act to amend Section 1872 of the Revised Codes of Montana of 1907, relating to dipping sheep temporarily in this State," to Committee on Stock Growing and Grazing.

Senate Bill No. 108, by Brynes: A Bill for an Act entitled, "An Act limiting the compensation of attorneys for services in the collection of claims for the injuries and death of employes and providing penalties for violation thereof, and relating to contracts for compensation for such services," to Committee on Judiciary.

Senate Bill No. 109, by Brynes: A Bill for an Act entitled, "An Act to establish a Game Preserve in the County of Lewis and Clark, Montana, for the protection of Mountain Sheep, Deer, Elk and other game animals and birds, defining its boundaries, and providing penalties for the killing of any animals within such preserve," to Committee on Fish and Game.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

January 31st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times, were today passed, title agreed to, and are transmitted herewith for concurrence.

Senate Bill No. 20, being a Bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans of money, providing a penalty for violation thereof; and to amend Section 5212, Revised Codes of Montana of 1907."

Senate Bill No. 62, being a bill for an Act entitled, "An Act relating to the erection of platforms by railroads."

Senate Bill No. 66, being a Bill for an Act entitled, "An Act to amend Section 3180 of the Revised Codes of the State of Montana, relating to trial jurors."

Senate Bill No. 70, being a Bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in irrigation district bonds in addition to other securities in which such insurance companies are now authorized to invest funds of such companies."

Senate Bill No. 71, being a Bill for an Act entitled, "An Act to

amend Section 2199 of the Revised Codes of the State of Montana of 1907, relating to the giving of notice to the State Board of Land Commissioners of certain Bond sales and prescribing penalties for failure to comply with such provisions."

Very respectfully,

G. G. WATT, Secretary.

On motion of Kirschwing, a vote of thanks was given to Mr. Rose for the neat pamphlet giving the speeches of different Senators and Representatives on the election of Senator Walsh.

On motion of Carroll the House adjourned at 4:35 P. M. to meet tomorrow at 10:00 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirtieth Day.

Tuesday, February 4, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Twenty-ninth Day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received:

AMERICAN FEDERATION OF LABOR.

Federal Labor Union No. 12,794.

Roundup, Montana, January 29, 1913.

The Senate and House of Representatives of the State of Montana:

Gentlemen:

The Montana Federation of Labor drafted a measure which has been introduced in your body as "House Bill Number One," and is commonly known as the Workmen's Compensation Act. We are informed that certain amendments have been added, which if passed would defeat the aim of the proposed law; and also that substitutes have been introduced for the purpose of distracting attention from the original bill.

We therefore take the liberty of addressing you, to earnestly and sincerely request that you honor the wishes of the laboring men of this State by passing the above mentioned "House Bill Number One" as originally presented, without amendments, or substitutions.

Respectfully submitted,

Federal Labor Union No. 12,794,

(Signed:) I. K. TOEDT, President.

W. H. MORGAN, Secretary.

CENTRAL TRADES AND LABOR COUNCIL.
AMERICAN FEDERATION OF LABOR.

Roundup, Montana, January 25, 1913,

The Senate and House of Representatives of the State of Montana:
Gentlemen:

WHEREAS, It has come to the knowledge of this body that certain persons who claim to be friends of Organized Labor, but whose actions are inimical to its interests, have submitted bills to prevent the passage of the Workmen's Compensation Act drafted by the Montana Federation of Labor, and known as "House Bill Number One;" and have added amendments which, if adopted, would defeat the intention of the measure; and

WHEREAS, The above mentioned House Bill Number One most truly upholds the rights of the workingman and most nearly gives him justice in the proper protection of life and limb;

THEREFORE, We, the Representatives of the local unions of Roundup, Montana, earnestly request your honorable body to pass "House Bill Number One," as presented and to refuse favorable consideration of the various amendments thereto and substitutes thereof which have been introduced.

Done by unanimous vote of all delegates present from the various local Trade and Labor organizations in Roundup and vicinity.

Respectfully submitted,

CENTRAL TRADES AND LABOR COUNCIL,

(Signed:) JENS JENSEN, President.

W. H. MORGAN, Secretary.

The above communications were referred to the Committee on Labor.

RELATING TO HOUSE BILL NO. 209.

January 27, 1913.

Hon. Lincoln Working,

House of Representatives,

Helena, Montana.

Dear Sir:

We have had prepared an Act, copies of which we hand you herewith, which provides for the amendment of Section 3169 of the Revised Codes of 1907, and believing that it has merit and that the act should be changed so as to cover the proposed amendments, we would respectfully ask that you present same to the Honorable Body of which you are a member and that you exercise your influence in having same become a law.

You will notice that Section 3169 provides for the collection of a fee of \$5.00 for certifying transcripts on appeal. Transcripts have been filed in this office which differ greatly as to the work involved in comparing. We have had transcripts filed which required the constant service of two men for more than five days. The greater number are quite voluminous, while a few require but a short time for comparison. In cases where the transcript is quite voluminous, it seems quite unreasonable that a fee of only \$5.00 is charged when you take into consideration that the person filing a short transcript pays just as much

under the law, as it now stands, and we believe that a charge of five cents per page in excess of 200 pages would have the effect of cutting out irrelevant and incompetent testimony, resulting in a considerable saving to clients.

We also call your attention to the fact that Section 3169 does not provide for the charge of fifty cents for a certificate and seal. We have been collecting that fee, except where counsel is aware of the fact that the law does not provide for same, and it should so provide.

Under a ruling of this court we have been collecting a fee of \$5.00 upon the filing of a complaint in intervention, the law not providing for same, and the collection of this fee should be authorized by law, otherwise it appears that plaintiff must pay a fee and the intervenor can file his complaint free of charge.

The Attorney General has held that a fee for the filing of a transcript of judgment from other District Courts shall not be charged (see vol. 3-433). This we do not believe is right and just. A person filing a transcript of judgment from a Justice's Court must pay a fee of \$2.50 while under the ruling, to which reference is made, a transcript from other courts must be filed free of charge.

We find that the Session Laws of 1911 passed an Act providing for fees to be charged by the Clerk and Recorder. You will notice that under this Act a fee of fifteen cents per folio is to be charged for copies of papers or record, while under Section 3169, a clerk of District Court can charge but ten cents. We cannot see any good reason why the office of Clerk of District Court should not receive the same fee as that charged by the Clerk and Recorder for like services. We have covered all the proposed amendments in this communication, and should you need further information, I am at your service.

Very respectfully,

(Signed:) F. L. REECE,

Clerk of the District Court.

Referred to Committee on Townships and Counties.

NOTICES OF BILLS.

The following notices were given:

By Murray: A Bill for an Act to provide for the inspection of steamboats and all other boats propelled by machinery, sailing craft, ferry boats and barges other than private pleasure crafts, on any of the navigable waters of the State of Montana, to provide for their inspection and the appointment of an Inspector of Navigation, to define his duties, to provide for his compensation, and to provide sailing rules for all such boats, including pleasure crafts propelled by machinery; and for the general superintendence and control of navigation by the State Board of Railroad Commissioners; providing further for a violation of its provisions, and to repeal all acts and parts of acts in conflict herewith:

By Holt: A Bill for an Act to amend Section 3997 of the Revised Codes of Montana, relating to a change of name of the State Reform School.

By Kirschwing: A Bill for an Act to abolish ridicule, sarcasm and

corporal punishment in the Public School.

By McMahon: A Bill for an act to amend Section 1616 of the Revised Codes of Montana of 1907, relating to the practice of Optometry in the State of Montana, and the annual dues and fees to be paid to the Montana State Board of Examiners in Optometry by those practicing Optometry in the State of Montana.

By Lovelace: A Bill for an Act to regulate Common Carriers, and to provide for certain appliances, rules and regulations looking to the safety of the traveling public and employes upon railroad or railway trains; to provide for the inspection of tracks, switches, ties, road-bed, bridges, culverts, right of way, tunnels and all structures with a view of determining their safety; to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade, or otherwise), the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or unloading tracks, and stock yards, stock chutes or stock pens, and conferring upon the Board of Railroad Commissioners of the State of Montana, certain powers in relation to all of the foregoing. Giving the District Court the power to enforce the rulings of the Commission; giving both parties the Right of Trial by Jury and Appeals, and providing a penalty for the violation of this act.

By Stewart: A Bill for an Act to amend Section 3318 of the Revised Codes of the State of Montana of 1907, relating to the appointment of Park Commissioners in Cities of the First and Second Class, and repealing all acts and parts of acts in conflict herewith

By Drinkard: A bill for an act to amend Section 21 of Chapter 57 of the Acts of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act providing for a commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation" approved February 28, 1911.

REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had House Bill No. 197, introduced by Holt, being a Bill for an Act entitled, "An Act to locate, build, buy, equip and maintain an Orphan's Home near Miles City, Montana, and to appropriate money therefor," beg leave to report the same back to the House with the recommendation that it be indefinitely postponed.

On motion of Phillips the report was adopted.

Holt from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

Your Committee on New Counties and Divisions to whom was referred House Bill No. 175, introduced by Stewart, a Bill for an Act entitled, "An Act establishing and definitely defining the boundary lines of

Gallatin County, Montana, and to amend Section 2801 of the Revised Codes of the State of Montana of the year 1907, relating thereto; and to make the boundaries of Broadwater County conform to the boundaries of Gallatin County as established by this act," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred House Bill No. 82, introduced by Word, a Bill for an Act entitled, "An Act requiring all persons who operate hoisting machinery to first obtain a license, and providing penalties," having had the same under due consideration beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Also

McMahon from the Committee on Mine and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred House Bill No. 141, introduced by Walker, a Bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1641, 1642, 1648, 1649, 1655, 1657 and 8444 of the Revised Codes of Montana, 1907, relating to the inspection of boilers and licensing of engineers who operate any steam boiler, steam engine, electric air compressor, electric hoisting engine, electric or air driven pump or air hoisting engines and providing penalties for the violation thereof," having had the same under due consideration beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Johnson from the Committee on State Lands reported as follows:

Mr. Speaker:

Your Committee on State Lands having had under consideration House Bill No. 149, introduced by O'Neill, a Bill for an Act entitled, "An Act to amend Sections 64, 70, 71, 87, 88 and 104 of Chapter 147, Session Laws of 1909, providing for the management and control of the lands now owned by or hereafter to be acquired by the State of Montana, including the sale of and rental thereof, and the management, protection, and disposition of the timber growing thereon and the coal, oil, and minerals therein; providing for the management of the funds realized from the sale and rental of State Lands and the products thereof; naming and providing certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensation; providing for the acquisition of water rights used upon State Lands, and defining and providing the punishment of certain offenses for violating the provisions of this act," report same back to the House with the recommendation that same do pass

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture reports that S. B. No. 6 introduced by Larson, entitled, "An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of such lien," be referred back to the House with the recommendation that it be not concurred in.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows.

Mr. Speaker:

Your Committee on Agriculture reports that S. B. No. 27, introduced by Williams, entitled, "An Act to establish a dry land sub-experiment station on certain lands in Powell county, to be operated with the use of prison labor, under the direction of the Agricultural College, and appropriating money therefor," be referred back to the House with the recommendation that it be not concurred in.

Fishbaugh moved the adoption of the report.

Annon moved as a substitute that the report be referred to the Committee on Appropriations.

Substitute motion prevailed.

Jahreiss from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report H. B. Nos. 128, 150 and House Joint Memorial No. 1 as correctly printed, and same were placed on General Orders.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture reports that S. B. No. 23, introduced by Asbridge, entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof," be referred back to the House with the recommendation that it be concurred in.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture reports that S. B. No. 23, introduced by Asbridge, entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof," be referred back to the House with the recommendation that it be concurred in.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture reports that H. B. No. 172, introduced by Lovelace, entitled, "An Act to establish the lawful standard ton and bushel for use in the State of Montana, and providing penalties for the violation thereof," be referred back to the House with

the recommendation that it do pass.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:
Mr. Speaker:

Your Committee on Agriculture reports that S. B. No. 7, introduced by Larson, entitled, "An Act to prohibit the sale, removal, disposal or concealment of mortgaged crops without the written consent of the mortgagee, and providing a penalty therefor," rereferred back to the House with the recommendation that it do pass.

Report adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred H. B. Nos. 65, 86, 110, and 130, beg leave to report same back to the House as correctly engrossed and same were placed on file for third reading.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Fishbaugh: H. B. No. 236. An Act entitled, "An Act designating all section lines outside the corporate limits of incorporated towns and cities, within the State of Montana, as public highways; declaring and establishing the width thereof; providing for road where natural obstacles prevent the same being constructed and maintained along any section line; providing for the opening of the same along section lines where such land has been patented; and providing a penalty for fencing or obstructing the same."

By Norton: H. B. No. 237. A bill for an Act entitled, "An Act to amend Section 8369 of the Revised Codes of Montana; regarding the regulation of dance halls at summer resorts."

By Collins: H. B. No. 238. A bill for an Act entitled, "An Act to prevent the sale or lease of State Lands hereafter acquired, from the Government, in exchange for Sections 16 and 36, lying within the Forest Reserves, until the Legislative Assembly of the State of Montana shall have prescribed rules and regulations for the administration thereof."

By O'Neill: H. B. No. 239. A bill for an Act entitled, "An Act to prevent Boards of County Commissioners from ordering a bond election to be held in the winter time."

By Norton: H. B. No. 240. A bill for an Act entitled, "An Act authorizing and regulating the sale of game and game birds, and providing a penalty for the violation of this Act."

By Word: H. B. No. 241. A bill for an Act entitled, "An Act to amend Section 1, of Chapter 43 of the Session Laws of the Twelfth Legislative Assembly, entitled, 'An Act to authorize the appointment of one or more commissioners for the measurement and division of water under a decree or decrees of certain cases, and prescribing nis or their duties and compensation, and repeal Sections 4881, 4882, 4883, 4884, 4885, 4886, 4887, 4888 and 4889 of the Revised Codes of Montana of 1907, relating to water commissioners.'"

By Crull: H. B. No. 242. A Bill for an Act entitled, "An Act ap-

appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of four horses owned by W. C. Jenisen."

By Spogen: H. B. No. 243. A bill for an Act entitled, "An Act to regulate the exchange of business between telephone lines and declaring such lines to be common carriers and fixing penalties for violations of this Act."

By Johnson: H. B. No. 244. A bill for an Act entitled, "An Act to amend Section 1, Chapter 112 of the Session Laws of 1911, relating to the creation, organization and classification of new counties."

By Christmas: H. B. No. 245: A Bill for an Act entitled, "An Act to prohibit the importation into this state of diseased tubers, plants, nursery stock, fruit and seeds and providing the penalty for violation of the provisions of this Act."

By Davis: H. B. No. 246. A bill for an Act entitled, "An Act to provide for the creation of districts within which a herd law shall be operative."

By Kemmis: H. B. No. 247. A bill for an Act entitled, "An Act to amend Section 7 of Chapter 112 of the Session Laws of 1911, relating to the adjustment of liabilities and assets between old and new counties."

By Cokingham: H. B. No. 248. A Bill for an Act entitled, "An Act declaring it unlawful, and providing penalties for any person to provide, manage or keep any room, building, float, vessel or premises in this state wherein any persons may assemble and congregate to bet and wager money upon horse races and other contests run and decided in this State or county or to aid or abet another in doing so, or to assemble or bet or wager therein."

Dy Davis: H. B. No. 249. A bill for an Act to prevent discrimination between shippers by railroad companies in the matter of furnishing cars to such shippers.

By Brower: H. B. No. 250. A bill for an Act entitled, "An Act to amend Sections 4010 and 4011 of the Revised Codes of Montana, of 1907, relating to reserve funds to be maintained, and the limitation of loans made by banks and banking corporations, and the duties of the State Examiner in relation thereto."

By Brower: H. B. No. 251. A Bill for an Act entitled, "An Act relating to the regulation of Banks and Banking Corporations and providing penalties for the violation thereof."

By Carroll: H. B. No. 252. A bill for an Act entitled, "An Act to provide for the care and maintenance of the aged and indigent pioneers of the State of Montana."

READING OF SENATE BILLS.

S. B. No. 71, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 20, read first and second times by title only and referred to Committee on Banks and Banking.

S. B. No. 62, read first and second times by title only and referred to Committee on Railroads and Transportation.

S. B. No. 66, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 70, read first and second times by title only and referred to Committee on Insurance.

READING OF HOUSE BILLS.

H. B. No. 236, read first and second times by title only and referred to Committee on Highways.

H. B. No. 237, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms.

H. B. No. 238, read first and second times by title only and referred to Committee on State Lands.

H. B. No. 239, read first and second times by title only and referred to Committee on Privileges and Elections.

H. B. No. 240, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 241, read first and second times by title only and referred to Committee on Irrigation and Water Rights.

H. B. No. 242, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 243, read first and second times by title only and referred to Committee on Corporations other than Municipal.

H. B. No. 244, read first and second times by title only and referred to Committee on New Counties and Divisions.

H. B. No. 245, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 246, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 247, read first and second times by title only and referred to Committee on New Counties and Divisions.

H. B. No. 248, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms.

H. B. No. 249, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 250, read first and second times by title only and referred to Committee on Banks and Banking.

H. B. No. 251, read first and second times by title and referred to Committee on Banks and Banking.

H. B. No. 252, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

February 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of the introduction of the following bills was given today as follows:

By O'Shea: A bill for an Act entitled, "An Act to amend Section

3456 of the Revised Codes of Montana of 1907, relating to notice of sale of city bonds."

By Darroch: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Article 19 of the State Constitution relating to amendments of the Constitution of the State of Montana by initiative petition."

By Abbott: A bill for an Act entitled, "An Act to enact a general highway law with an appropriation to carry out its provisions; providing for the classification and permanent improvement of the public highways and for the granting of county and state aid in certain cases and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454, 1456, of the Revised Codes, and also repealing that certain Act approved March 2, 1909, entitled, 'An Act to provide for the permanent improvement of main highways by extension of county aid for such purposes; to provide for the manner of petitioning for such improvement for the levying of assessments upon lands benefitted thereby; for the payment for a part of the cost thereof,' and repealing that certain Act approved March 8, 1909, entitled, 'An Act placing the highway and bridges in counties of the first class under the supervision and control of the County Surveyor; defining his powers and duties; fixing his compensation and abolishing the office of Road Supervisor in counties of the first class.'"

By Boardman: A bill for an Act entitled, "An Act to submit to the qualified Electors of Montana to be voted upon at the next general election an Act to authorize the State of Montana to become indebted in excess of the constitutional limits and to provide for the issuance of bonds in the name of the State in the sum of Fifty Thousand Dollars, for the purchase, erection, equipment and furnishing of an executive mansion and the acquisition of a site therefor."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred:

S. B. No. 111, by O'Shea: A bill for an Act entitled, "An Act to amend Section 2907 of the Revised Codes of Montana of 1907, relating to notice of sale of county bonds."

To Committee on Judiciary.

S. B. No. 112, by Burlingame: A bill for an Act entitled, "An Act to repeal Sections 8621, 8622 and 8624 of the Revised Codes of 1907, relating to burglary, and declaring the punishment for the crime of burglary."

To Committee on Judiciary.

S. B. No. 113, by Burlingame: A bill for an Act entitled, "An Act to repeal Sections 8290, 8291, 8292, 8293, 8295, 8296, 8297, 8298 and 9282 of the Revised Codes of 1907, relating to the crimes of murder and manslaughter; defining the crime of unlawful homicide and fixing the punishment therefor; declaring the burden of proof in certain cases and giving general form of indictment and information."

To Committee on Judiciary.

S. B. No. 114, by Whiteside: A bill for an Act entitled, "An Act to amend Sections 38 and 39 of Chapter 147 of the Session Laws of 1909, providing for the sale and advertisement of State Lands."

To Committee on Public Lands.

S. B. No. 115, by Committee on Finance and Claims: A bill for an Act entitled, "An Act to permit common carriers to carry free or at reduced rates persons and property in certain cases."

To Committee on Finance and Claims.

S. B. No. 116, by Byrnes: A bill for an Act entitled, "An Act to provide for payment for coal confiscated by railway companies, when consigned to others."

To Committee on Finance and Claims.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced by unanimous consent, without previous notice, read first and second times and referred:

S. B. No. 117, by Abbott: A bill for an Act entitled, "An Act to license motor vehicles, provide for the collection of said license and fixing the penalty for the violation thereof."

To Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 54 and 72 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times,

were concurred in, title agreed to, and are herewith transmitted for concurrence:

S. B. No. 54, by Stout, being a bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1642, 1643, 1644, 1647, 1648, 1649, 1650, 1651, 1652, 1655, 1656, 1657, 1659, 8444 of the Revised Codes of 1907, and to amend Section 1641 of said Codes, as the same was amended by Chapter 10 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, and to repeal Sections 1658 and 8468 of said Codes, all relating to the inspection and operation of steam boilers, within the State of Montana, and including the examination and licensing of engineers therefor."

S. B. No. 69, by Edwards: A bill for an Act entitled, "An Act to amend Section 44 of Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, relating to the sale of bonds of irrigation districts."

S. B. No. 72, by Edwards: A bill for an Act entitled, "An Act to amend Sections 786, 2196 and 2197 of the Revised Codes of the State of Montana of 1907, as amended by Chapter 76 of the Laws of the Eleventh Legislative Assembly of the State of Montana, relating to the investment of the funds of the State Normal School, Permanent University Fund, Permanent Agricultural College Funds and Permanent School Funds."

Also

That H. B. Nos. 54 and 55, having been read three several times, were concurred in, title agreed to, and are returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Substitute House Concurrent Resolution No. 1, providing for the appointment of a committee for the purpose of inspecting the sanitary and general condition of the State Reform School, having been read three several times under suspension of the rules, was today concurred in, and is returned herewith. Under the provisions of this resolution, the President of the Senate today named Senators Asbridge and Grande as the Senate members of the joint committee provided for therein.

Very respectfully,

G. G. WATT, Secretary.

THIRD READING OF SENATE BILLS.

Senate amendments to S. B. No. 13 were concurred in by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clay, Cookingham, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Henley, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, Mc-

Clung, McMahon, MacRae, Murphy, Murray, Norton, Phillips, Pope, Poulsson, Prescott, Rowe, Spogen, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—53.

Noes: Annin, Jordan of Flathead, Mayfield and Nye—4.

Absent and not voting: Blake, Burns, Carnal, Clark, Collins, Conner, Cramer, Day, Drinkard, Eliel, Ezekiels, Gleason, Gould, Graybeal, Harmon, Higgins, Hough, Huddleston, King, McNally, Mains, Meadors, O'Neill, Rhoades, Sickler, Smith, Stewart and Word—28.

THIRD READING OF HOUSE BILLS.

H. B. No. 49, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Henley, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mayfield, Murphy, Norton, Nye, Phillips, Poulsson, Prescott, Rowe, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—59.

Noes: Spogen—1.

Absent and not voting: Blake, Burns, Carnal, Clark, Collins, Cramer, Day, Eliel, Gould, Graybeal, Harmon, Higgins, Hough, Huddleston, King, Lemmon, McNally, Mains, Meadors, Murray, O'Neill, Pope Rhoades, Sickler, Smith—25.

Title agreed to.

Also

H. B. No. 75 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carroll, Christmas, Clay, Collins, Conner, Cookingham, Crull, Davidson, Doggett, Davis, Drinkard, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Holt, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Pope, Poulsson, Prescott, Rowe, Smith, Stewart, Sullivan, Sweet, Word, Working and Mr. Speaker—54.

Noes: Burnett, Carnal, Clark, Crippen, Cutts, Durkan, Eliel, Ezekiels, Fishbaugh, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Kiley, Largey, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Spogen, Tighe and Walker—25.

Absent and not voting: Cramer, Day, Hough, Mains, Rhoades and Sickler—6.

Title agreed to.

On motion of Kirschwing the House took a recess at 12:20 P. M. until 2 P. M.

AFTERNOON SESSION.

House reassembled at 2 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

THIRD READING OF HOUSE BILLS.

H. B. No. 65 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Crippen, Crull, Davidson, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fisher, Gleason Glenn, Graybeal, Henley, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Murray, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—65.

Noes—None.

Absent and not voting: Blake, Brower, Cramer, Cutts, Davis, Day, Eliel, Fishbaugh, Gould, Harmon, Higgins, Hough, McNally, Mains, Meadors, Murphy, O'Neill, Rhoades, Sickler and Smith—20.

Title agreed to.

H. B. No. 86 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Drinkard, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Graybeal, Henley, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Murphy, Murray, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—66.

Noes: Glenn—1.

Absent and not voting: Blake, Cramer, Day, Durkan, Eliel, Gould, Harmon, Higgins, Hough, Kelly, McNally, Mains, Meadors, O'Neill, Rhoades, Sickler, Smith, Walker—18.

Title agreed to.

H. B. No. 110, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Crippen, Crull, Davidson, Doggett, Drinkard, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Pope, Poulsson, Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—57.

Noes: Blair of Powell, Cutts, Ezekiels, Johnson, King, Largey, Lemmon, McMahon, Murphy and Norton—10.

Absent and not voting: Blake, Cramer, Davis, Day, Durkan, Eliel,

Gould, Harmon, Higgins, Hough, McNally, Mains, Meadors, O'Neill, Phillips, Rhoades, Sickler and Smith—18.

Title agreed to.

H. B. No. 130, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—78.

Noes—None.

Absent and not voting: Cramer, Day, Hough, McNally, Mains, Phillips and Rhoades—7.

Title agreed to.

The following report was received from the Joint Conference Committee regarding the Steering Committee.

Helena, Montana, February 4, 1913.

Mr. Speaker:

We, your Committee appointed to confer with a like committee of the Senate for the purpose of reaching an agreement between the two houses upon the matter of Joint Rule 23, providing for the appointment of a Steering Committee, beg leave to submit the following report:

The Joint Conference Committee met with all members present and after a friendly discussion it was agreed by all present that a Steering Committee will be necessary in order to expedite business and insure efficiency in the closing days of the session. It was also agreed that the Steering Committee should be a joint committee so as to insure concurrent consideration by the two houses of the same measures and prevent the Senate and House from working at cross purposes.

It was further agreed that each house should be allowed to select its respective members of the Steering Committee in its own way and that the Joint Committee so selected should be subject to all times to a concurrent majority vote of both the Senate and House. Under the old rule a two-thirds vote was necessary.

We therefore recommend by unanimous action of all members of the Conference Committee that Joint Rule 23 be amended so as to read as follows:

Joint Rule 23. The Senate shall appoint a committee of five and the House shall appoint a like committee of five members, each house acting under its own rules, and the ten members so appointed shall constitute a Steering Committee which on and after the fortieth day shall fix the order of consideration of all bills, memorials and

resolutions coming before the Senate or House, provided, however, that in the Senate all House measures shall be first considered and in the House all Senate measures shall be first considered.

All reports of said committee shall be signed by the chairman of each branch of the committee and said committee shall at all times be subject to a concurrent majority vote of both the Senate and House.

(Signed) CLARK, Chairman.

Clark moved the adoption of the report.

Jewell moved as a substitute that the consideration of this matter be made a special order for 11 o'clock tomorrow morning.

Walker moved the previous question.

Motion prevailed.

Substitute motion of Jewell lost.

Motion of Clark for adoption of the report carried.

Eliel moved to reconsider the motion by which it was decided to adopt the report of the Conference Committee.

Blake moved to lay the motion on the table.

Motion prevailed.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 13 beg leave to report the same back as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 13, "A bill for an Act to provide for an additional judge for the Fourth Judicial District of the State of Montana so that there will hereafter be three judges in said district," and signed same in the presence of the House.

On motion of Norton the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Norton in the chair.

House resumed.

Mr. Speaker in the chair.

Norton from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred H. B. No. 133, a bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907, relating to legal fences," having had same under consideration, report same back to the House with the recommendation that the enacting clause be stricken out.

Also

Having had under consideration S. B. No. 14, a bill for an Act entitled, "An Act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgement may be taken," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 13, a bill for an Act

entitled, "An Act to authorize the Government of the United States, the United States Commissioner of Fisheries and its or his duly authorized agents, the right to conduct fish hatching and all operations connected therewith in any manner and at any time that may by them be considered necessary and proper at a United States Fish Cultural Station to be established by the Government of the United States in the State of Montana," report same back with the recommendation that same be concurred in.

Also

Having had under consideration S. B. Nos. 23 and 7, report that same were passed, owing to the fact that there were no printed copies on the desks of the members.

Also

Having had under consideration H. B. No. 17, a bill for an Act entitled, "An Act to amend Sections 7291, 7293 and 7299 of the Revised Codes of Montana of 1907, relating to mechanics' liens," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 117, a bill for an Act entitled, "An Act providing for registration of names for farms and ranches within this State and providing for the payment of fees therefor," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration House Joint Memorial No. 2, regarding the building of fence along the International Boundary Line, report same back to the House with the recommendation that same do pass as read.

Report of the Committee of the Whole adopted.

Loveland moved that the House recess until 8 o'clock tonight.

Stewart moved that when this House adjourn it adjourn until 10:00 A. M. tomorrow.

Motion of Stewart prevailed.

On motion of Jewell, the House adjourned at 4:45 P. M. until 10 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirty-First Day.

Wednesday, February 5, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Thirtieth day and find same to be correct.
Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received:

Belt, Montana, January 31, 1913.

To the Honorable Members of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana.

Whereas, the Committee on Labor, representatives of the State of Montana drafted the Compulsory Workman's Compensation Act, therefore be it resolved,

That we, the members of Belt Local Union No. 370, U. M. W. of A., endorse their action and request that the support of you as representatives of the State of Montana be given for the adoption of said bill.

(Signed:) J. V. HARNER,
F. J. GANTHER,
D. E. SULLIVAN,
Committee.

Referred to Committee on Public Morals, Charities and Reform.

At this time the Hon. F. M. Heinrich, member of the House from the county of Big Horn, was sworn in by the Speaker.

NOTICES OF BILLS.

The following notices were given:

By Lovelace: A bill imposing further duties upon the Board of Railroad Commissioners in respect to the inspection of railroads and their equipment and operation, with a view to safeguarding the lives of persons engaged in the operation of trains.

By Tighe: A bill to amend Section 6355 of the Revised Codes of Montana of 1907, relating to the authority of judges to summon and draw jurors and to the use of said jurors when any District Court in this state is or may be divided into departments.

By Walker: A bill relating to the deposit of funds in the hands of the City Treasurer in cities of the first, second and third class, and fixing the minimum rate of interest thtreon.

By Ellingson: A Bill to prohibit the running of saloons in rooms where other business is carried on or in rooms connected therewith.

By Carnal: A bill establishing a Hail Insurance Department and making the State Auditor Commissioner of Hail Insurance, prescribing rules and regulations and duties of officers and persons connected therewith; prescribing how premiums, expense and indemnity for losses by hail shall be paid.

By Fishbaugh: A Bill to amend Section 2082 of the Revised Codes of Montana of 1907, relating to legal fences.

By Sweet: A bill to compel hospitals that are exempt from taxation to admit and care for patients of any regularly licensed physician in the State of Montana upon the same terms and conditions as patients of any other regularly licensed physician.

By MacRae: House Joint Memorial to Congress for the necessary legislation to permit automobiles to pass through the Yellowstone National Park.

MESSAGES FROM THE GOVERNOR.

The following communication was received from the Governor:
Executive Office,
Helena, Montana.

February 5, 1913.

The Speaker of the House of Representatives,
House of Representatives,
Helena, Montana.

Herewith is transmitted a copy of a memorial to the Governors of the Western States, adopted by the Prospectors Alliance of America at a meeting held in Inyo county, California, on November 28 and 29, 1912.

The memorial is submitted for the consideration of your Honorable Body and for such action as may be deemed advisable.

(Signed) S. V. STEWART, Governor.

Referred to Committee on Mines and Mining.

REPORTS OF STANDING COMMITTEES.

Drinkard, from the Committee on Highways, reported as follows:
Mr. Speaker:

We, your Committee on Highways, to whom was referred H. B. No. 36, introduced by Drinkard, having had same under consideration, recommend the following amendments to H. B. No. 36:

On page 4, strike out the last sentence of Section 1, the sentence being, "All moneys collected under the provisions of this Act shall belong to the general road funds of the county."

In Section 2, page 5, line 14, after the word "interests" insert "and against county road bond in the sum of \$———running———years, bearing———per cent interest."

In Section 3, page 5, strike out the following: "If the number signing the petition equals 51 per cent of the total vote cast in the county for Governor of the State at the preceding general election, the county commissioners shall at once proceed to issue the bonds of the county as provided by the petition, such petition to be worded in accordance with the above provisions."

In Section 4, page 12, line 4, strike out the word "freeholders" and insert the word "Electors." And in the same section and page, line 7, after the word "bond," insert "for One Thousand Dollars."

In Section 8, page 14, beginning with the word "and" in line 7, strike out the following: "And if any person after three days notice, whether said notice be oral or written, who, being physically able to respond, shall fail to be present at the time and place designated by the Supervisor, or who, having attended, refused to obey the direction of the Supervisor, or passes his time in idleness or inattention to the duty assigned to him, shall be liable to punishment as for a misdemeanor. Provided, that."

Change title of Chapter 4 to read: "Establishing Public Highways."

In Section 4, page 31, line 3 and 5, change the word "thousand" to "hundred."

On page 32 strike out Section 10.

On Page 32, Section 1, after the word "bridges," insert the words "costing over One Hundred Dollars." Line 3, same section and page, after the word "same" insert "shall be paid."

In Section 9, page 44, line 1, after the word "or," strike out the words "any inscription on such," and in lieu thereof insert "deface the same with writing or in any other manner is guilty of a misdemeanor."

In Section 8, page 46, after the word "violating," insert the words "any of."

In Section 1, page 47, strike out "and he shall apportion the funds so obtained, one-fourth of the general fund of the county and three-fourths of the State highway fund."

And as so amended recommend that the same do pass.

Drinkard moved the adoption of the report.

MINORITY REPORT.

Largey, McMahon and Rhoades, from the Committee on Highways, reported as follows:

Mr. Speaker:

We, a minority of your Committee on Highways, to whom was referred H. B. Nos. 35 and 36, having had the same under due consideration, beg leave to report and recommend that H. B. No. 35, introduced by McMahon, a bill for an Act to enact a general highway law, with an appropriation to carry out its provisions; providing for the classification and permanent improvement of the public highways and for the grating of county and state aid in certain cases including and creating a State Highway Commission and the office of State Highway Engineer, and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes, and also repealing that certain Act approved March 11, 1909, entitled, "An Act to provide for the permanent improvement of main highways by extension of county aid for such purpose, to provide the manner of petitioning for such improvement, for the levying of assessments upon lands benefitted thereby for the payment of a part of the cost thereof," and repealing that certain Act approved March 8, 1909, entitled, "An Act placing the highways and bridges in counties of the first class under the supervision and control of the County Surveyor, defining his power and duties, fixing his compensation and abolishing the office of Road Supervisor in counties of the First Class," do pass and that H. B. No. 36 be indefinitely postponed.

McMahon moved as a substitute the adoption of the minority report.

Cutts moved that H. B. Nos. 35 and 36 be printed and placed on General Orders.

Kirschwing moved the previous question.

Motion prevailed.

Motion of Cutts lost.

Substitute motion of McMahon lost by a vote of 40 to 30.

Original motion of Drinkard adopted by a vote of 44 to 26.

Largey moved that H. B. Nos. 35 and 36 be printed and placed upon the desks of the members.

O'Neill moved as an amendment that the bill prepared by the County Commissioners be also printed.

Kirschwing moved to lay the motion on the table.

Motion prevailed.

Eliel moved that the House reconsider the vote by which it disposed of the motion to print all of the bills.

Motion of Eliel withdrawn.

Mr. Speaker at this time announced that he was about to sign S. B. No. 18, a bill for an Act entitled, "An Act to prohibit unfair competition and discrimination and providing a penalty for the infraction of the provisions thereof."

Also

S. B. No. 19, a Bill for an Act entitled, "An Act to prohibit unfair competition and discrimination, and providing a penalty for the infraction of the provisions thereof," and signed same in the presence of the House.

Mr. Speaker at this time announced that he had appointed Heinrich of Big Horn, a member of the Committee on Livestock and Public Ranges; also on the Committee on Railroads and Transportation.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred H. B. No. 98, introduced by Annin, a bill for an Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 3 of Article XII. of the Constitution of the State of Montana relating to revenue and taxation and the method of taxing mines and mining claims and property, having had the same under due consideration beg leave to report and recommend that further consideration of this measure be indefinitely postponed.

McMahon moved the adoption of the report.

MINORITY REPORT.

Jordan of Flathead, Blair of Powell and Ellingson from the Committee on Mines and Mining, reported as follows:

Mr. Speaker:

Your Minority Committee on Mines and Mining, to whom was referred H. B. No. 98, after having had under consideration H. B. No. 98, introduced by Annin, entitled, "A bill for an Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 3 of Article XII. of the Constitution of the State of Montana relating to revenue and taxation, and the method of taxing mines and mining claims and property," recommend that the same do pass.

Jordan of Flathead moved as a substitute that the minority report be adopted.

Further action on the above was deferred until after the noon recess.

On motion of Eliel, the House took a recess at 11:55 A. M. until 2:00 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

Carroll moved that the matter in consideration of the two reports of the Committee on Mines and Mining be indefinitely postponed.

Motion lost by the following vote:

Ayes: Blake, Burns, Carnal, Christmas, Clark, Cutts, Day, Eliel, Ezekiels, Gleason, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kiley, Largey, Lemmon, McMahon, McNally, Murphy, Norton, O'Neill, Prescott, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—34.

Noes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Clay, Conner, Cookingham, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Graybeal, Harmon, Heinrich, Henley, Jordan of Flathead, Jordan of Dawson, Kemmis, King, Kirschwing, Kuphal, McClung, MacRae, Mayfield, Meadors, Murray, Nye, Pope, Rhoades, Rowe, Sickler, Word and Working—43.

Absent and not voting: Cramer, Gould, Higgins, Hough, Kelly, Lovelace, Mains, Phillips and Poulsson—9.

Minority report was adopted by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Graybeal, Harmon, Henley, Holt, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, King, Kirschwing, Kuphal, Lovelace, MacRae, Mayfield, Meadors, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Word and Mr. Speaker—50.

Noes: Blake, Burns, Carroll, Clay, Cutts, Eliel, Ezekiels, Glaeson, Huddleston, Hustead, Jahreiss, Johnson, Kiley, Largey, Lemmon, McClung, McMahon, McNally, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Working—29.

Absent and not voting: Cramer, Gould, Heinrich, Higgins, Hough, Kelly and Mains—7.

Crippen moved that the vote by which the minority report was adopted be reconsidered.

Annin moved to lay the motion on the table.

Motion to table prevailed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Collins, Conner, Cookingham, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Graybeal, Harmon, Henley, Holt, Jewell.

Jordan of Flathead, Jordan of Dawson, Kemmis, King, Kirschwing, Kuphal, Lovelace McClung, MacRae, Mayfield, Meadors, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Word and Mr. Speaker—50.

Noes: Blake, Burns, Carroll, Clark, Clay, Cutts, Ezekiels, Gleason, Gould, Huddleston, Hustead, Jahreiss, Johnson, Kiley, Largey, Lemmon, McMahon, McNally, Murphy, Norton, O'Neill, Prescott, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Working—30.

Absent and not voting: Cramer, Heinrich, Higgins, Hough, Kelly and Mains—6.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations, after having under consideration H. B. No. 113, introduced by Day, a bill for an Act entitled, "An Act providing for the appointment of a commission to participate in the celebration of the Fiftieth Anniversary of the Battle of Gettysburg and appropriating the sum of Two Thousand Dollars to defray the expense thereof," beg leave to report back to the House with the recommendation that it do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having under consideration the following bills beg leave to report back to the House with the recommendation that they do pass.

House Bill No. 204, introduced by the Appropriation Committee, a Bill for an Act entitled, "An Act appropriating money for the maintenance of live stock Sanitary Board to March 1st, 1913."

House Bill No. 210, introduced by Appropriation Committee, a Bill for an act entitled, "An Act appropriating money from the bounty fund for the payment of certain bounty claims, proof of which was lost."

House Bill No. 211, introduced by the Appropriation Committee, a Bill for an Act entitled, "An Act providing for the payment of deficiency claims for the maintenance of the State Prison.

House Bill No. 212, introduced by the Appropriation Committee, a Bill for an act entitled, "An Act appropriating money for the payment of salaries of County Clerks to March 1st, 1913."

House Bill No. 214, introduced by the Appropriations Committee a Bill for an Act entitled, "An Act appropriating money for payment of deficiency claims of certain persons for per diem and expenses of the members of the State Board of Examiners for Coal Mine Inspectors."

House Bill No. 215, introduced by the Appropriation Committee, a Bill for an Act entitled, "An Act to appropriate money for the payment of deficiency claims for improvement at the State Prison."

House Bill No. 216, introduced by the Appropriation Committee, a Bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund refunding money paid in error into the Treasury."

House Bill No. 218, introduced by the Appropriation Committee, a Bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims incurred by the State Board of Health."

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 70, introduced by Largey, an Act entitled, "An Act appropriating money for the payment of the claim of George H. Ambrose, account of services rendered as Assistant State Humane Officer," beg leave to report back to the House with the recommendation that it do not pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 224, introduced by McNally, a Bill for an Act entitled, "An Act appropriating money for the payment of claims hereafter arising under the provisions of Chapter 129 of the Laws of the Twelfth Legislative Assembly of the State of Montana," beg leave to report back to the House with the recommendation that it do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 225, introduced by McNally, a Bill for an Act entitled, "An Act appropriating money for the payment of amount due from the State, under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana," beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Johnson from the Committee on State Lands reported as follows:

Mr. Speaker:

Your Committee on State Lands to whom was referred House Bill No. 71, a Bill for an Act to amend Section 11 and Section 14 of Chapter 147 of the Session Laws of 1909, entitled, "An Act providing for the management and control of the lands now owned by or hereafter to be acquired by the State of Montana, including the sale and rental thereof, and the management, protection, and disposition of the timber growing thereon and the coal, oil and minerals therein; providing for the management and control of the funds realized from the sale and rental of state lands and the products thereof; naming and providing for certain officers, subordinate to the State Board of Land Commissioners, and prescribing their duties and compensation; providing for the acquisition of water rights for use upon State Lands and defining and providing for punishment of certain offenses for violating the pro-

visions of this act, and providing for the protection of forest and other lands from fire; prescribing the duties of Fire Wardens, providing for the expense thereof and prescribing penalties for the violation of this Act," having had same under due consideration, beg leave to report bill back to the House with the recommendation that same be referred to Committee on Appropriations.

Report adopted.

Prescott from the Committee on House Employes reported as follows:

Mr. Speaker:

We, your Committee on House Employes, having had under consideration H. B. No. 171, entitled, "An Act to amend Section 3, of Chapter 45, Laws of 1909, relating to the compensation of officers and employes of the Legislative Asesmbly," beg leave to recommend that the title be amended so as to read, An Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Section 3, of Chapter 45, Laws of 1909, relating to the compensation of officers and employes of the Legislative Assembly."

That Line 5 of Section 79, as set forth in the bill, be amended by inserting after the words, "Enrolling Clerk," the words "Reading Clerk."

That Section 3 of H. B. No. 171, be amended by striking out in the last line the words "the first Monday of January, 1913" and inserting in lieu thereof "its passage and approval."

And that as thus amended, H. B. No. 171, do pass.

Report adopted.

McClung from the Committee on Military Affairs reported as follows.

Mr. Speaker:-

We, your Committee on Military Affairs to whom was referred Senate Bil No. 30, introduced by Byrnes, being a Bill for an Act entitled, "An Act to amend Section 270 of the Revised 1907 Code of the State of Montana, relating to the storage and safe keeping of the records of the Grand Army of the Republic," having had said bill under consideration beg leave to report the same back to the House as concurred in with the recommendation that it be sent to the Committee on Appropriations for action.

Report adopted.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We your Committee on Affairs of Cities having had under consideration House Bill No. 207, introduced by Spogen, being a Bill for an Act entitled, "An Act to enable the counsel of cities or towns to change the boundary line of said cities or towns by the disannexation of territory," report same back to the House with the recommendation that the same be indefinitely postponed.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We your Committee on Affairs of Cities having had under consideration House Bill No. 120, introduced by Crippen, being a bill for an Act entitled, "An Act authorizing Park Commissioners of cities of the first class to purchase land for park purposes," report same back to the House with the recommendation that the same be indefinitely postponed.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We your Committee on Affairs of Cities having had under consideration House Bill No. 22, introduced by Working, being a Bill for an Act entitled, "An Act relative to the power and duties of Justices of the Peace and Constables, and fixing their compensation in certain townships," report same back to the House with the recommendation that it do not pass.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We your Committee on Affairs of Cities having had under consideration House Bill No. 177, introduced by Murray, being a Bill for an Act entitled, "An Act to amend Section 3240 of the Revised Codes of Montana of 1907, relating to salaries of Mayors and Aldermen," report same back to the House with the recommendation that it do pass.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We your Committee on Affairs of Cities having had under consideration House Bill No. 154, introduced by Kiley, being a Bill for an Act entitled, "An Act establishing a State Athletic Commission and regulating boxing and sparring in the State of Montana," report same back to the House with the following amendments:

In Section 5, line 2, that the word "twenty" be stricken out and the word "ten" inserted in lieu thereof.

Also

At the end of line 3, Section 5, after the word "ounces" insert the words "that no boxing or sparring match or exhibition shall be held by men of the opposite color, to-wit—white men and negroes, provided also that no person or persons may take part in an exhibition or sparring match unless they have first passed a rigorous physical examination to determine their fitness to engage in any such exhibition said examination to be conducted by a regular practicing physician, said physician to be designated by the Commission." Report same back to the House with the recommendation that as amended it be printed and placed on General Orders.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred House Bill No. 53, introduced by Harmon, being a Bill for an Act entitled, "An Act authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the County Treasury for the purpose of paying part salary and expenses of a County Agricultural Instructor," having had same under consideration do recommend that it be amended as follows:

After the word "Montana" in Section 1, insert the words, "When so requested by forty per cent of the qualified voters engaged in agricultural pursuits in the county," and that the bill as amended do pass.

Report adopted.

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

Your Committee on Public Morals, Charities and Reforms to whom was referred House Bill No. 112, introduced by Day, being a Bill for an Act entitled, "An Act authorizing the Bureau of Child and Animal Protection to contract with corporate societies for placing homeless children in good family homes, providing compensation for the same and to repeal Chapter 133, Session Laws of 1911," having had said bill under consideration, recommend that the same be indefinitely postponed.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred Senate Bill No. 8, being a Bill for an Act entitled, "An Act to provide for the continuance of the lien of a mortgage on growing crops, and to repeal Section 5773 of the Revised Codes of 1907," having had same under consideration, beg leave to report and recommend that it be not concurred in.

Report adopted.

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

Your Committee on Public Morals, Charities and Reforms to whom was referred Senate Bill No. 36, introduced by Whiteside, being a Bill for an Act entitled, "An Act to create the office of State Traveling Parole Commissioner and define the duties of said Commissioner and fix his compensation therefor," having had said bill under consideration recommend that same be concurred in.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 156, a Bill for an Act entitled, "An Act to regulate the sale of intoxicating liquor, and to prohibit the sale of intoxicating liquor upon election days, and to provide for the enforcement of this Act, and

to fix a penalty for the violation thereof," having had same under due consideration, beg leave to report back to the House with the recommendation that same do not pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 176, a Bill for an Act entitled, "An Act to amend Chapter 117 of the Twelfth Legislative Assembly, Session Laws of 1911, relating to fees of County Clerks," having had same under due consideration beg leave to report back to the House with the recommendation that same do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 167, a Bill for an Act entitled, "An Act relating to the appointment of Deputy Sheriffs, Constables and other Peace Officers in Counties, cities and towns of this State and to fix a penalty for the violation of the provisions of this Act and to repeal all other acts and parts of acts in conflict herewith," having had same under due consideration, beg leave to report back to the House with the recommendation that same do not pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 221, a Bill for an Act entitled, "An Act authorizing county attorneys of the several counties to employ stenographers; defining the duties thereof and fixing the salary of such stenographers, and providing the manner of payment of the same," having had same under due consideration, beg leave to report back to the House with the recommendation that the bill do not pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 209, a Bill for an Act to amend Section 3169 of the Revised Codes of Montana, of 1907, relating to the fees of Clerk of the District Court, having had same under due consideration, beg leave to report back to the House with the recommendation that the bill do not pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 97, a Bill for an Act entitled, "An Act to regulate the granting of relief to indigent war veterans and their families," having had same under due consideration, beg leave to report back to the House with the recommendation that House Bill No. 97 do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 220, a Bill for an Act entitled, "An Act creating Commissioner Districts in each county of the State of Montana; providing the manner of declaring such districts in each county; providing for readjustment of such districts in the event of the creation of a new county so as to diminish the area of any commissioner district; providing a certain time in which such commissioner districts shall be officially determined and declared; providing the manner of nomination and election of commissioners from such districts; providing for the filling of a vacancy in the office of county commissioner under the provisions of this Act; and providing the term of office of the person appointed to fill such vacancy," having had same under due consideration, beg leave to report back to the House with the recommendation that same be referred to the Committee on Judiciary.

Carroll moved the adoption of the report.

Day moved as a substitute that further consideration on H. B. No. 220 be indefinitely postponed.

Substitute motion prevailed.

Stewart from the Committee on Public Utilities and State Commissions reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities respectfully report to the House of Representatives that we have had under consideration House Bill No. 58, introduced by Kirschwing, being a Bill for an Act establishing and regulating warehouses and defining duties of Railroad Commissioners and we report the same back to the House with the recommendation that consideration thereby be indefinitely postponed.

Report adopted.

Also

Stewart from the Committee on Public Utilities reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities respectfully report to the House of Representatives that we have had under consideration House Bill No. 24, introduced by Cutts, being a Bill for an Act licensing and bonding public grain warehouses, and we report the same back to the

House with the recommendation that consideration thereby be indefinitely postponed.

Report adopted.

Lemmon from the Committee on Privileges and Elections reported as follows:

Mr. Speaker:

Your Committee on Privileges and Elections to whom was referred House Bill No. 161, introduced by Jordan of Dawson, being a Bill for an Act entitled, "An Act to amend Section 3231 relating to the qualification of electors at municipal elections and fixing the qualifications of electors at municipal elections," having had same under consideration, report back to the House with the recommendation that it do not pass.

Report adopted.

Stewart from the Committee on Public Utilities reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities report to the House of Representatives that we have had under consideration House Bill No. 182, introduced by Conner, said bill being an Act relating to cold storage warehouses, and branding packages containing food products stored therein, and we hereby report said bill back to the house with the recommendation that it do not pass.

Report adopted.

Also

Stewart from the Committee on Public Utilities reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities respectfully report to the House that we have had under consideration House Bill No. 52, by Mayfield, said bill being a Bill for an Act providing for the submission to arbitration of differences between laborers and employes and creating a Board to settle such differences, hereby report the same back to the House with the recommendation that it be referred to the Labor Committee.

Report adopted.

Also

Stewart from the Committee on Public Utilities reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities respectfully report to the House of Representatives that we have had under consideration House Bill No. 165, introduced by Pope, said bill being a Bill for an act repealing Sections 2092, 2093 and 2094 of Revised Codes 1907 and providing for regulations of grist mills, and we hereby report said bill back to the House with the recommendation that it do not pass.

Stewart moved the adoption of the report.

Pope moved as a substitute motion that H. B. No. 165 be ordered printed and referred to the calendar for General Orders.

Annin moved as a substitute for all pending motions that the Committee on Public Utilities shall draft a new bill covering all requirements necessary for regulation of grist mills.

Substitute motion of Annin prevailed.

Also

Stewart from the Committee on Public Utilities reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities respectfully report to the House that we have had under consideration House Bill No. 180, introduced by Rhoades, being a Bill for an Act providing for the regulation of sale of articles by weights and measures, and we hereby report the same back to the House with the recommendation that it do pass.

Report adopted.

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds to whom was referred House Bill No. 32, a Bill for an act to amend Section 2196 of the Revised Codes of Montana of 1907, as amended by Chapter 76, of the Session Laws of 1909, entitled, "An Act to amend Sections 786 and 2196 and 2197 of the Revised Codes of the State of Montana of 1907, concerning the investment of funds of the State Normal School, Permanent University Funds, Permanent Agricultural College and Permanent School Funds," having had same under due consideration beg leave to refer back to the House with the recommendation that same be indefinitely postponed.

Report adopted.

Also

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds to whom was referred House Bill No. 41, a Bill for an Act entitled, "An Act to amend Sections 786 and 2196 and 2197 of the Revised Codes of the State of Montana of 1907, concerning the investment of the funds of the State Normal School, Permanent University Funds, Permanent Agricultural College and Permanent School Funds, as amended by Chapter 76 of the Session Laws of 1909," having had same under due consideration, beg leave to report back to the House with the recommendation that same be indefinitely postponed.

Also

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds to whom was referred House Bill No. 107, a Bill for an Act entitled, "An Act to provide for the safe investment of the permanent School and other education funds for the prompt collection of interest thereon, and to carry out the objects and provisions of Sections 3 and 12 of Article XI of the Constitution entitled, "Education," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Graybeal moved the adoption of the report.

Brower moved as a substitute that H. B. No. 107 be printed and referred to General Orders.

Substitute motion prevailed.

Also

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds to whom was referred House Bill No. 87, a Bill for an Act entitled, "An Act to amend Section 768 and 2196 and 2197 of the Revised Codes of Montana of 1907, as the same appears after amendment by Chapter 76 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, relating to the investment of funds of the State Normal School, Permanent University Funds, Permanent Agricultural College Funds and Permanent School Funds," having had same under consideration beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds to whom was referred Committee Bill containing H. B. Nos. 32, 41, 87 and 107, a Bill for an Act entitled, "An Act providing for and authorizing the investment of funds of the State Normal School, Permanent University Funds, Permanent Agricultural College Funds and Permanent School Funds and naming securities in which the same may be invested," having had same under due consideration, beg leave to recommend that same do pass.

Graybeal moved the adoption of the report.

Debate held on this motion.

Word moved the previous question.

Motion prevailed.

McMahon moved that the House reconsider the vote by which H. B. 107 was ordered printed and placed on General Orders.

Motion lost.

Motion of Graybeal adopted.

Also

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds to whom was referred Senate Bill No. 2, a Bill for an Act entitled, "An Act to amend Section 9720 of the Revised Codes relating to the appointment and tenure of office of the warden of the State prison," having had same under due consideration, beg leave to report back to the House with the recommendation that same be concurred in.

Report adopted.

Also

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds to whom was referred House Bill No. 62, a Bill for an Act entitled, "An Act to create the State Board of Commissioners for the Insane; naming the members thereof and prescribing their powers and duties; providing for the appointment of a superintendent of the State Insane Asylum and one assistant superintendent and fixing their term and salary and prescribing for their removal, repealing Sections 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, and 1120 of the Revised Codes of the State of Montana," having had same under due consideration beg leave to recommend that the following amendments be inserted:

That the enacting clause be inserted in the proper place therein.

That at the end of Section 4, immediately following the word "Act," the following be inserted: "And said superintendent shall appoint additional medical assistants, whose appointment shall be subjected to the approval of the State Board of Commissioners for the Insane, and whose salaries shall be fixed by said Board," and that House Bill No. 62 as amended do pass.

Report adopted.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 31, 34, 66, 78, 96, 145 and Substitute House Bill No. 124, and same were placed on General Orders.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bills Nos. 17 and 117, and House Joint Memorial No. 2, beg leave to report same back to the House as correctly engrossed, and same were placed on Third reading.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Joint Resolution No. 2, House Bills Nos. 54 and 55 and Substitute House Concurrent Resolution No. 1, beg leave to report the same as being correctly enrolled.

Mr. Speaker announced at this time that he was about to sign House Bill No. 55, a Bill for an Act entitled, "An Act to appropriate the sum of One Thousand Dollars (\$1000.00) or so much thereof as may be necessary, to pay the expenses of the Joint Committee of the Senate and House of Representatives, appointed to investigate railroad freight charges upon wheat shipped from Montana points to Eastern markets."

Also

H. J. Resolution No. 2, a Joint Resolution ratifying an amendment to the Constitution providing that Senators shall be elected by the people of the several states.

Also

H. B. No. 54, a Bill for an Act entitled, "An Act appropriating money for the payment of per diem and mileage of certain persons on account of services as Presidential Electors for the year 1913."

Also

Sub. H. Con. Resolution No. 1, asking for an investigation regarding the conduct and management of the State Reform School at Miles City, and signed same in the presence of the House.

INTRODUCTION OF BILLS.

Stewart was granted permission to introduce a bill without previous notice having been given.

The following bills were introduced and placed on file:

By McNally, H. B. No. 253: A Bill for an Act entitled, "An Act regulating private employment agencies in the State of Montana, requiring a qualification for a license, requiring reports to be made and certificates to be obtained from the Commissioner of Labor and Industry, prohibiting certain employments and prescribing penalties."

By Committee on Appropriations, H. B. No. 254: A Bill for an Act entitled, "An Act appropriating the sum of forty-eight dollars thirty (\$48.30) cents, in payment of a deficiency claim for transporting of State militia."

By Appropriation Committee, H. B. No. 255: A Bill for an Act entitled, "An Act appropriating fifty (\$50.00) dollars to the Thos. Cruse Savings Bank for refund on account of over payment to the State Examiners fund in the year 1910."

By Appropriations Committee, H. B. No. 256: A Bill for an Act entitled, "An Act appropriating two thousand twenty-four (\$2,024.15) Dollars fifteen cents for the payment of the deficiency claim of Montana-Wyoming and Southern Railway Company."

By Appropriations Committee, H. B. No. 257: A Bill for an Act entitled, "An Act appropriating twelve (\$12.00) Dollars for the payment of deficiency claim of Herman Hanson."

By Committee on Appropriations, H. B. No. 258: A Bill for an Act entitled, "An Act appropriating money for the deficiency claims of certain persons for service rendered and supplies furnished which claims were approved by State Board of Examiners."

By Appropriation Committee, H. B. No. 259: A Bill for an Act entitled, "An Act appropriating Twenty Dollars (\$20.00) for the relief of J. Eeraerts for a cow killed by the State Veterinarian in error."

By Holt, H. B. No. 260: A Bill for an Act entitled, "An Act to amend Section 9779 of the Revised Codes of Montana relating to a change of name of the State Reform School."

By King, H. B. No. 261: A Bill for an Act entitled, "An Act to indemnify persons erroneously convicted, for pecuniary injury sustained thereby."

By Lovelace, H. B. No. 262: A Bill for an Act entitled, "An Act to regulate common carriers, and to provide for certain appliances, rules and regulations looking to the safety of the traveling public, and employes upon railroad or railway trains; to provide for the inspection

of tracks, switches, ties, road-bed, bridges, culverts, right of way, tunnels and all structures with a view of determining their safety; to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade, or otherwise), the line or lines of another railroad or railway to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction of extension of public loading or unloading tracks and stock yards, stock chutes or stock pens; and conferreing upon the Board of Railroad Commissioners of the State of Montana, certain powers in relation to all of the foregoing. Giving the District Court the power to enforce the rulings of the Commission; giving both parties the Right of Trial by Jury and Appeals, and providing a penalty for the violation of this Act."

By Day, H. B. No. 263: A Bill for an Act entitled, "An Act to amend Section 7738 of the Revised Codes of Montana of 1907, relating to appraisement of estate and the value and computation of the inheritance tax thereon."

By Day, H. B. No. 264: A Bill for an Act entitled, "An Act to amend Section 297 of the Revised Codes of Montana of 1907 relating to the compensation of the Marshal of the Supreme Court."

By Walker, H. B. No. 265: A Bill for an Act entitled, "An Act to amend Section 3003 of the Revised Codes of Montana relating to the deposit of funds in the hands of the County Treasurer."

By Stewart, H. B. No. 266: A Bill for an Act entitled, "An Act to exempt from Registration the voters in School Districts having a population of less than Eight Thousand people and to restrict the duties of County Clerks in relation to such School Districts."

By Walker, H. B. No. 267: A Bill for an Act entitled, "An Act regulating the salaries of patrolmen and other members of the Police department in cities of the first class of the State of Montana."

By McMahon, H. B. No. 268: A Bill for an Act entitled, "An Act to amend Sections 3, 4 and 5 of Chapter 10 of the Montana Session Laws of 1911; An Act defining the term "Itinerant Vendors;" to regulate the licensing of same; to fix the amount of such licenses; to provide penalties for the violation of such regulation and for other purposes."

My McMahon, H. B. No. 269: A Bill for an Act entitled, "An Act to amend Section 1616 of the Revised Codes of Montana of 1907 relating to the practice of Optometry in the State of Montana, and the annual dues and fees to be paid to the 'MONTANA STATE BOARD OF EXAMINERS IN OPTOMETRY' by those practicing Optometry in the State of Montana."

By Stewart, H. B. No. 270: A Bill for an Act entitled, "A Bill for An Act to amend Section 3318 of the Revised Codes of the State of Montana of 1907 relating to the appointment of Park Commissioners in cities of the first and second class, and repealing all acts and parts of acts in conflict herewith."

By Murray, H. B. No. 271: A Bill for an Act entitled, "An Act to

provide for the inspection of steamboats and all other boats propelled by machinery, sailing craft, ferry boats and barges other than private pleasure crafts, on any of the navigable water of the State of Montana, to provide for their inspection, and for the appointment of an inspector of navigation, to define his duties, to provide for his compensation, and to provide sailing rules for all such boats, including pleasure crafts propelled by machinery, and for the general superintendence and control of navigation by the State Board of Railroad Commissioners; providing further for a violation of its provisions and to repeal all acts and parts of acts in conflict herewith,"

By Committee on State Institutions, Public Buildings and Grounds, Substitute for House Bills Nos. 32, 41, 87 and 107: A Bill for an Act entitled, "An Act providing for and authorizing the investment of funds of the State Normal School, permanent University Fund, permanent Agricultural College Fund and permanent College Fund and permanent School Funds, and naming the securities in which the same may be invested."

READING OF SENATE BILLS.

S. B. No. 54, read first and second times by title only and referred to Committee on Ways and Means.

S. B. No. 69, read first and second times by title only and referred to Committee on Irrigation and Water Rights.

S. B. No. 72, read first and second times by title only, and referred to Committee on State Institutions, Public Buildings and Grounds.

The Committee on Labor was excused at this time to attend a meeting called for 4:00 P. M.

READING OF HOUSE BILLS.

H. B. No. 253, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 254, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 255, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 256, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 257, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 258, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 259, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 260, read first and second times by title only and referred to Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 261, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 262, read first and second times by title only and referred to Committee on Railroads and Transportation.

Crull at 4:15 P. M. moved that the House adjourn until 10:00 A. M. tomorrow.

Motion lost,

H. B. No. 263, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 264, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 265, read first and second times by title only and referred to Committee on Banks and Banking.

H. B. No. 266, read first and second times by title only and referred to Committee on Education.

H. B. No. 267, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 268, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 269, read first and second times by title only and referred to Committee on Sanitary Affairs.

H. B. No. 270, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 271, read first and second times by title only and referred to Committee on Waterways and Navigation.

H. B. No. 272, read first and second times by title only and referred to Committee on Printing.

MOTIONS AND RESOLUTIONS.

Annin moved that the per diem for F. M. Heinrich, the Representative from Big Horn County, shall date from Saturday, February 1st, 1913.

Motion prevailed.

On motion of Spogen the House adjourned at 4:40 P. M. to meet to morrow at 10:00 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirty-Second Day

Thursday, February 6, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-first day and find same to be correct.

Report adopted.

NOTICES OF BILLS.

The following notices were given:

By Working: A Bill to provide for the submission to the electors

of the State of Montana, at the next General Election, an amendment to the Constitution adding to Article V thereof, a Section to be known as Section 46, restricting the power of the Courts to declare a law unconstitutional.

By Mayfield: A Bill to provide for the employment of convicts confined under sentence in the State Prison and in County and City Jails.

REPORTS OF STANDING COMMITTEES.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 57, a Bill for an Act entitled, "An Act to provide that persons convicted of certain offenses may be given the benefits of a suspended sentence and providing for the supervision and care of such persons," having had same under due consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 55, a Bill for an Act entitled, "An Act to amend Section 35 of Chapter 113 of the Session Laws of 1911 of the State of Montana relating to the registration of electors and providing that electors otherwise qualified shall not be required to register in order to vote at school elections in school districts of the Third class," having had same under due consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 31, a Bill for an Act entitled, "An Act to amend Section 6121 of the Revised Codes of Montana, 1907, relating to injunctions," having had same under due consideration beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 25, a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to the State Constitution, amending Section 17 of Article V relating to impeachment of the Governor and other State and Judicial officers, except Justices of the Peace; and providing an additional method for the trial and removal of District Judges and Justices of the Supreme Court," having had same under consideration beg leave to report the same back with the recommendation that it be not concurred in.

Report adopted.

Kirschwing from the Committee on Insurance reported as follows:

Mr. Speaker:

Your Committee on Insurance to whom was referred House Bill No. 139, introduced by Lovelace, a Bill for an Act entitled, "An Act defining certain classes of contracts of indemnity between persons, firms or corporations, prescribing regulations therefor and fixing license fee," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Kirschwing from the Committee on Insurance reported follows:

Mr. Speaker:

Your Committee on Insurance to whom was referred Senate Bill No. 70, introduced by Edwards, a Bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in irrigation district bonds, in addition to other securities in which such insurance companies are now authorized to invest funds of such companies," having had said bill under consideration, beg leave to report the same back to the House as concurred in.

Report adopted.

Word from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

Your Committee on Irrigation and Water Rights to whom was referred House Bill No. 241, introduced by Word, being a Bill for an Act entitled, "An Act to amend Section 1, Chapter 43, of the Session Laws of the Twelfth Legislative Assembly, entitled, "An Act to authorize the appointment of one or more Commissioners for the measurement and division of water under a decree or decrees of Court in certain cases, and prescribing his or their duties and compensation and repeal Sections 4881, 4882, 4883, 4884, 4885, 4886, 4887, 4888, 4889 of the Revised Codes of Montana of 1907, relative to water commissioners,"" having had said bill under consideration, beg leave to report same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 228, "A Bill for an Act to be known as 'The Civil Sunday Rest Bill' designed to secure needed rest from toil one day in seven, by prohibiting certain labors and regulating others and prescribing penalties for the violation of the provisions of this Act," beg leave to report the same back to the House with the recommendation that the bill be indefinitely postponed.

Cutts moved the adoption of the report.

King moved as a substitute that H. B. No. 228 be printed and placed on General Orders.

Substitute motion lost.

Report adopted.

Spoken from the Committee on Improvements and Manufacturing reported as follows:

Mr. Speaker:

Your Committee on Improvements and Manufacturing to whom was referred House Bill No. 95, introduced by Smith, a Bill for an Act entitled, "An Act defining and regulating the carrying for sale, endeavoring to sell, or sale of cotton duck, or canvas or articles composed in whole or in part of cotton duck or canvas, awnings, paulings, wagon covers, tents, grain and hay covers, stable or tent tops and requiring the same to be properly marked as to weight, size and use of fillers or other preparations," beg leave to ask for a day or two more of time to further consider the same.

Request granted unannouncedly.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 71, A Bill for an Act entitled, "An Act to amend Section 2199 of the Revised Codes of the State of Montana of 1907, relating to the giving of notice to the State Board of Land Commissioners of certain bond sales and prescribing penalties for failure to comply with such provision," having had same under due consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 170, a Bill for an Act entitled, "An Act to amend Section 2756 of the Revised Codes of Montana of 1907, relating to the disposition of moneys for licenses," having had same under due consideration beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 122, a Bill for an Act entitled, "An Act to amend Section 3708 (283) relating to the sale of dower right of a widow under execution, and repealing all acts or portions of acts in conflict herewith," having had same under due consideration beg leave to report back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 50, a Bill for an Act entitled, "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Article IX of the Constitution of the State of Montana, by adding a

new clause to be numbered Section 14 of said Article, providing for the recall of public officers," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 136, a Bill for an Act entitled, "An Act to amend Section 6837 and 6839 of the Revised Codes of Montana of 1907, relating to the redemption of real estate sold on execution," having had same under consideration, beg leave to report it back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 232, a Bill for an Act entitled, "An Act to amend Section 8353 of the Revised Codes of the State of Montana, 1907, defining the crime of bigamy," having had same under consideration beg leave to report same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 111, a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana, of an amendment to Section 9, of Article XIX, of the Constitution of the State of Montana, relating to amendments," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 116, a Bill for an Act entitled, "An Act providing for the redemption of real estate sold for taxes and the amount necessary to be paid to effect such redemption," having had same under consideration, beg leave to report same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Substitute for House Bill No. 45, a Bill for an Act entitled, "An Act to amend Section 3402 of the Revised Codes of Montana, of 1907, relating to the sale of

delinquent property for taxes, in special improvement districts and ratifying certain previous sales," having had same under due consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 194, a Bill for an Act entitled, "An Act to add to the Revised Codes of Montana of 1907, a section to be numbered 7951a, providing for the admission of books of account in evidence and the effect of such books when admitted," having had same under due consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 67, a Bill for an Act entitled, "An Act to prohibit discrimination and unfair competition between different sections, persons, communities or localities, and providing penalties for the violation thereof," having had same under due consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 155, a Bill for an Act entitled, "An Act to provide for the partial support of women who are the mothers of one or more children under the age of sixteen years, where the husband is dead, insane; a convict or constitutionally unable to provide for his family," having the same under due consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 61, a Bill for an Act entitled, "An Act to amend Section 6315 of the Revised Codes of Montana, relating to the causes in which Judges may be disqualified," having had same under due consideration beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 205, a Bill for an Act entitled, "An Act to amend Sections 2957 and 3116 of the Revised Codes of Montana of 1907, entitled, 'An Act enumerating County Officers and fixing the compensation of such officers, according to classification of Counties,'" having had same under due consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 192, a Bill for an Act entitled, "An Act to impose tax on each and every person, corporation or association doing business in the State of Montana as a mining company, owning mines or mining claims or both, including any quartz vein, lode, placer or rock in place, containing or bearing copper, lead, or zinc, or all the aforesaid minerals, and providing penalties for the violation thereof," having the same under consideration, beg leave to report the same back that the Committee be allowed until Wednesday to report on same.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 179, a Bill for an Act entitled, "An Act to amend Sections 4507 and 4508 of the Revised Codes of Montana of 1907, relating to servitude and easements," having had same under consideration, beg leave to report it back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 104, a Bill for an Act entitled, "An Act relating to the filing of undertakings to secure the payment of costs in action commenced against cities and towns to recover damages for personal injuries," having had same under due consideration, beg leave to report it back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 234, introduced by Committee on Judiciary, being a Bill for an Act entitled, "An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be af-

fectured by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of the State of Montana of 1907," beg leave to report that after due consideration, said Committee recommend that the bill do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 66, a Bill for an Act entitled, "An act to amend Section 3180 of the Revised Codes of the State of Montana relating to trial jurors," having had same under consideration beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 56, a Bill for an Act entitled, "An Act to authorize the attendant of the Supreme Court to exercise the functions and perform the duties of the Clerk of the Supreme Court whenever said Clerk is incapacitated or absent," having had same under due consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Judiciary Committee reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 65, a Bill for an Act entitled, "An Act to amend Section 149 of Chapter III, Title I, Part III, of the Revised Codes of 1907, of the State of Montana, relating to the salary of the Governor of the State of Montana," having had same under due consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Rhoades from the Committee on Corporations other than Municipal reported as follows:

Mr. Speaker:

Your Committee on Corporations other than Municipal, having had under consideration House Bill No. 217, a Bill for an Act entitled, "An Act relating to religious corporations and providing for the corporation power and management of Diocesan corporations and for parish or local corporations," hereby return said bill with the request that same be referred to the Committee on Judiciary.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 168, a Bill for an Act entitled, "An Act to amend Chapter 122 of the Laws of 1911, being 'An Act providing for Juvenile Court Procedure,

providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining juvenile delinquent persons, and a delinquent child, providing a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying places for their temporary and permanent detention, and the compensation for their care, providing for time and place of trial, providing methods and means to carry the provisions of this act into effect,' by adding Sections thereto to be known as Sections 29, 30, 31, 32 and 33, providing for the appointment of a State Juvenile Court Matron, and deputy, and defining their duties and fixing their compensation," having had same under due consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Sweet: B. B. No. 273. A Bill for an Act entitled, "An Act to compel every person, persons, corporation or association conducting a hospital that is or hospitals that are exempt from taxation to admit and care for patients of any regularly licensed physicians in the State of Montana upon the same terms and conditions as patients of any other regularly licensed physician, and prescribing the penalty for the violation thereof."

By Ellingson: H. B. No. 274. A Bill for an Act entitled, "An Act to prohibit the running of saloons in rooms where other business is carried on or in rooms connected therewith, and providing penalties for violations thereof."

By Kirschwing: H. B. No. 275. A Bill for an Act entitled, "An Act to amend Section 907 of the Revised Codes of Montana of 1907, relating to the abuse of pupils in the Public, Sectarian or Private Schools, and providing for the abolition of corporal punishment in said schools, and providing penalties for the violation of this act."

By Crippen: H. B. No. 276. A Bill for an Act to amend Section 6763 of the Revised Codes of Montana, relating to the trial of causes by the Court and the hearing and decisions of demurrers, motions, etc., and providing the time when the decision of the Court or its finding must be given in writing and filed with the Clerk, and providing also when the decision of the court must be given upon demurrers, motions, etc., so that said section as amended shall read as follows:

By Carnal: H. B. No. 277. A Bill for an Act entitled, "An Act establishing a Hail Insurance Department and making the State Auditor and Commissioner of Hail Insurance; prescribing rules, regulations and duties of officers and persons connected therewith; prescribing how premiums, expense and indemnity for losses by hail shall be paid."

By Lovelace: H. B. No. 278. A Bill for an Act entitled, "An Act imposing further duties upon the Board of Railroad Commissioners in respect to the inspection of railroads and their equipment and operation, with a view to safe-guarding the lives of persons engaged in the operation of trains."

By Drinkard: H. B. No. 279. A Bill for an Act entitled, "An Act to amend Section 21 of Chapter 57 of the Acts of the Twelfth Legisla-

tive Assembly of the State of Montana, entitled, 'An Act providing for a commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation,' approved February 28th, 1911."

READING OF HOUSE BILLS.

H. B. No. 273, read first and second times by title only and referred to Committee on Sanitary Affairs.

H. B. No. 274, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 275, read first and second times by title only and referred to Committee on Education.

H. B. No. 276, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 277, read first and second times by title only and referred to Committee on Insurance.

H. B. No. 278, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 279, read first and second times by title only and referred to Committee on Affairs of Cities.

MOTIONS AND RESOLUTIONS.

Prescott offered the following Resolution:

Resolution Introduced by Committee on House Employees:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES: That the salary of the Sergeant at Arms of the House of Representatives of the 13th Legislative Assembly be fixed at the sum of \$10.000 per day; that the compensation of the Reading Clerk, the Speaker's Clerk and the Stenographer to the Chief Clerk, be fixed at \$6.00 per day, and that said employes be authorized to draw said compensation from the first day of the session, to-wit, the 6th day of January, 1913.

Resolution adopted.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,

Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred House Bills numbered 56, 80 and 81, today reported as follows:

House Bill No. 56, introduced by Day, be not concurred in.

Report adopted and bill returned herewith:

House Bill No. 80, introduced by Day, be concurred in.

Report adopted and bill referred to General File.

House Bill No. 81, introduced by Day, be not concurred in.

Report adopted and bill returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times, were today passed, title agreed to, and are transmitted herewith for concurrence.

Senate Bill No. 39, by Brownlee, being a bill for an Act entitled, "An Act to amend Sections 2608, 2609, 2610, 2611, 3353 and 3355 of the Revised Codes, so as to require the performance of County Assessors of certain duties in relation to revenue heretofore performed by County Clerks."

Senate Bill No. 80, by Duncan, being a Bill for an Act entitled, "An Act to repeal Section 9289 of the Revised Codes of Montana of 1907, relating to evidence of false pretenses."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of the following bills were given this day as follows:

By Byrnes: A Bill for an Act entitled, "An Act to amend Section 436 of the Revised Codes of Montana of 1907."

By Minor: A Bill for an Act entitled, "An Act to amend Section 188 of the Revised Codes of Montana of 1907, relating to the printing quarterly reports of the State Treasurer."

By Darroch: A Senate Joint Memorial, being a "Petition to Congress to enact such legislation as will be necessary for the establishment and maintenance of an Agricultural Building for the display of Agricultural Products."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

Senate Bill No. 118, by Boardman: A Bill for an Act entitled, "An Act to submit to the qualified electors of Montana to be voted upon at the next general election to authorize the State of Montana to become indebted in excess of the constitutional limit and to provide for the issuance of bonds in the name of the State in the sum of Fifty Thousand Dollars for the purchase, erection, equipment and furnishing

of an executive mansion and the acquisition of a site therefor," to Committee on Public Buildings.

Senate Bill No. 119, by Darroch: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Article 19, of the State Constitution relating to amendment of the Constitution of the State of Montana by initiative petition." Judiciary Committee.

Senate Bill No. 120, by Muffly: A Bill for an Act entitled, "An Act to create the Fourteenth Judicial District of the State of Montana to be composed of the Counties of Broadwater and Meagher; to change the boundaries of the Ninth Judicial District to conform thereto, and to provide for the appointment, powers, duties, term and compensation of Judge of said Fourteenth Judicial District." Judiciary Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 111, being a Bill for an act entitled, "An Act to amend Section 2997 of the Revised Codes of Montana of 1907, relating to notice of sale of County Bonds," today reported, recommending that same be indefinitely postponed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred Senate Bill No. 113, being a bill for an Act entitled, "An Act to repeal Sections 8290, 8291, 8293, 8295, 8296, 8297, 8298 and 9282 of the Revised Codes of 1907, relating to the crimes of murder and manslaughter; defining the crime of unlawful homicide and fixing the punishment therefor; declaring the burden of proof in certain cases and giving general form of indictment and information," today reported with the recommendation that the bill be printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

Senate Bills numbered 39 and 80 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 18 and 19 were today reported correctly enrolled.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred Senate Bill No. 108, being a bill for an Act entitled, "An Act limiting the compensation of attorneys for services in the collection of claims for the injuries and death of employes, and providing penalties for violation thereof, and relating to contracts for compensation for such services," today reported recommending that the bill do pass.

Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 112, being a Bill for an Act entitled, "An Act to repeal Sections 8621, 8622, and 8624 of the Revised Codes of 1907, relating to burglary, and declaring the punishment for the crime of burglary," today reported, recommending that the bill do pass. Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate, to whom was referred business on the General File, today reported recommending:

That Senate Bill No. 43 do pass.

That Senate Bill No. 68 do pass.

That Senate Bill No. 73 do pass.

That Senate Bill No. 84 do pass.

That Senate Joint Memorial No. 3 do pass.

That Senate Bill No. 38 do pass, as amended.

That Senate Bill No. 61 do pass, as amended.

That Senate Bill No. 89 do pass, as amended.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 18 and 19 were this day signed by the President in the presence of the Senate.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 40 was today withdrawn from the general file.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read first and second times, and referred to the standing committees of the Senate:

House Bill No. 49, by Blair of Ravalli, to Committee on Judiciary.

House Bill No. 75, by Working, to Committee on Judiciary.

House Bill No. 65, by Conner, to Committee on Public Morals.

House Bill No. 86, by Sweet, to Committee on Insurance.

House Bill No. 110, by Crippen, to Committee on Counties, Towns and Municipal Corporations.

House Bill No. 130, by Pope, to Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senators Asbridge and Grande having requested to be relieved from service on the Joint Committee appointed under the provisions of House Joint Resolution No. 1, the President of the Senate today appointed Senators Leighton and MacKenzie to serve on said Joint Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5th, 1913.

Mr. Speaker:

I am instructed by the Senate to request your Honorable Body to return to the Senate for further consideration Senate Bill No. 39, being a Bill for an Act entitled, "An Act to amend Sections 2608, 2609, 2610, 2611, 3353 and 3355 of the Revised Codes, so as to require the performance of county assessors of certain duties in relation to revenue heretofore performed by County Clerks," which was transmitted to your honorable body under date of February 4th.

Very respectfully,

G. G. WATT, Secretary.

THIRD READING OF SENATE BILLS.

S. B. No. 14, having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day Doggett, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelave, McClung, MacRae, Mains, Meadors, Norton, Nye, O'Neill, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Walker, Working and Mr. Speaker—65.

Noes—None.

Absent and not voting—Blake, Christmas, Clay, Drinkard, Ezekiels, Harmon, Hough, Johnson, Largey, McMahon, McNally, Mayfield, Murphy, Murray, Phillips, Pope, Stewart, Sullivan, Sweet, Tighe and Word—21.

Title agreed to.

S. B. No. 13, having been read three several times was concurred in by the following vote.

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Carnal, Carroll, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Durkan, Eliel Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lovelace, McClung, McMahon, MacRae, Mains, Meadors, Norton, Nye, O'Neill, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Walker, Working and Mr. Speaker—62.

Noes—None.

Absent and not voting—Blake, Burnett, Christmas, Clay, Drinkard, Ezekiels, Graybeal, Harmon, Hough, Johnson, Jordan of Dawson, Largey, Lemmon, McNally, Mayfield, Murphy, Murray, Phillips, Pope, Stewart, Sullivan, Sweet, Tighe and Word—24.

Title agreed to.

THIRD READING OF HOUSE BILLS.

H. J. M. No. 2, having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day Doggett, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahan, MacRae, Mains, Meadors, Norton, O'Neill, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Walker, Working and Mr. Speaker—65.

Noes—None.

Excused—Conner—1.

Absent and not voting—Blake, Christmas, Clay, Drinkard, Ezekiels, Graybeal, Hough, Largey, McNally, Mayfield, Murphy, Murray, Nye, Phillips, Pope, Rhoades, Sullivan, Sweet, Tighe, and Word—20.

Title agreed to.

H. B. No. 17, having been read three several times was passed by the following vote:

Ayes: Annin, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Heinrich, Holt, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kiley, Kirschwing, McClung, McMahan, McNally, Mains, Meadors, Murray, Norton, Nye, Phillips, Poulsson, Rowe, Smith, Spogen Stewart, and Walker—50.

Noes—Blair of Powell, Conner, Davis, Gould, Henley, Higgins, Hustead, Jordan of Dawson, Kemmis, King, Kuphal, MacRae, O'Neill, Prescott, Sickler, and Mr. Speaker—16.

Absent and not voting—Blair of Ravalli, Blake, Christmas, Clay, Ezekiels, Graybeal, Harmon, Hough, Largey, Lemmon, Lovelace, Mayfield, Murphy, Pope, Rhoades, Sullivan, Sweet, Tighe, Word and Wrook—20.

Title agreed to.

H. B. No. 117 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McNally, MacRae, Mains, Meadors, Murray, Norton, Nye, O'Neill, Phillips, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Stewart, and Mr. Speaker—64.

Noes—Burns, McMahan, Spogen, and Walker—4.

Title agreed to.

Absent and not voting—Blake, Carnal, Christmas, Clay, Cutts, Ezekiels, Graybeal, Hough, Largey, Lovelace, Mayfield, Murphy, Pope, Sulli-

van, Sweet, Tighe, Word and Working—18.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 101, 163, 181, 184, 185, 186, 188, 189, 190, and 193, and same were placed on General Orders.

On Motion of Spogen the House took a recess at 12:05 P. M. until 2:00 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

On motion of Jewell the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Conner in the Chair.

House resumed.

Mr. Speaker in the chair.

Conner from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 23, a Bill for an Act entitled, "An Act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof," having had same under consideration, report same back to the House with the recommendation that same be concurred in as amended.

Report of the Committee of the Whole accepted.

Cutts moved that the House do not resolve itself into a Committee of the Whole; that debate on any one bill be limited to 30 minutes and that individual debate be limited to five minutes.

Motion prevailed.

Conner in the Chair.

House resumed.

Speaker pro tem in the chair.

Conner from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 7, a Bill for an Act entitled, "An Act to prohibit the sale, removal, disposal, or concealment of mortgaged crops without the written consent of the mortgagee, and providing a penalty therefor," reports same back to the House with the recommendation that same be not concurred in.

Also

Having had under consideration S. B. No. 2, a Bill for an Act entitled, "An Act to amend Section 9720 of the Revised Codes relating to the appointment and tenure of office of the Warden of the State Prison," report same back to the House with the recommendation that same be concurred in as amended.

Also

Having had under consideration S. B. No. 36, a Bill for an Act en-

titled, "An Act to create the office of State Traveling Parole Commissioner, define the duties of said commissioner and fix his compensation therefor," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration H. J. M. No. 3, Petition to Congress to enact such legislation as will permit the construction of a steam or electric railroad from Gardiner, Montana, through and across a portion of the Yellowstone National Park to Cooke City, Montana, report same back to the House with the recommendation that same do pass as read.

Also

Having had under consideration H. J. M. No. 4, Petition to Congress to investigate the alleged existence of a traffic, hotel and camp monopoly of the Yellowstone National Park, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 69, a Bill for an Act entitled, "An Act relating to special terms of court in Judicial Districts comprising more than one county and for transfer of cases from one county to another," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 123, a Bill for an Act entitled, "An Act to amend Section 38 of Chapter 146 of the Laws of Montana of 1909, relating to the limitations on debt incurring power and extending the powers of commissioners of irrigation districts," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 125, a Bill for an Act entitled, "An Act to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66, Session Laws of 1909," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 138, a Bill for an Act entitled, "An Act to amend Section 4867, Revised Codes of Montana of 1907, relating to water rights; that decrees in relation to water rights shall be conclusive as to all parties thereto, and also conclusive as to subsequent appropriators," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 147, a Bill for an Act entitled, "An Act to provide for the date of expiration of hunting and fishing licenses," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 161, a Bill for an Act to enable the State of Montana to purchase 400 maps of the State of

Montana for State and School purposes, report same back to the House with the recommendation that the enacting clause be stricken out.

Also

Having had under consideration H. B. No. 169, a Bill for an Act entitled, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907 relating to proceedings for the recovery of escheated property or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted," report the same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. J. R. No. 5, relative to suspended entries on Flathead Reservation, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 128, a Bill for an Act entitled, "An Act limiting the number of licenses which may be issued for the sale of intoxicating liquors and regulating the issuance of licenses, and providing for the revocation of license upon conviction of a penal offense; amending Section 3 of Chapter 92 of the Laws of the Twelfth Legislative Assembly relating to the issuance of licenses, and adding a Section to said Chapter 92 to be known as Section 3a, providing for a renewal of licenses," report same back to the House with the recommendation that same do pass as amended.

Report of the Committee of the Whole adopted.

On motion of Eliel, the invitation received from the Missoula Chamber of Commerce to attend their apple show, on Saturday, February 15th, was unanimously accepted.

On motion of Jewell, the House adjourned at 4:35 P. M. to meet tomorrow at 10:00 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirty-Third Day

Friday, February 7, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-second day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Governor:

EXECUTIVE OFFICE,
Helena, Montana.

February 6, 1913.

The Speaker of the House of Representatives,
Helena, Montana:

I have this day approved and deposited with the Secretary of State the following bills and Resolution:

H. B. No. 51—An Act to encourage the breeding and dissemination of better farm animals in the State of Montana, and providing for violation of any of its provisions.

H. B. No. 54—An Act appropriating money for the payment of the mileage and per diem of certain persons on account of services as Presidential electors for the year 1913.

Sub. House Concurrent Resolution No. 1—Asking for appointment of a committee for the purpose of inspecting the sanitary and general condition of the State Reform School.

(Signed:) S. V. STEWART, Governor.

RESOLUTIONS.

RETAIL MERCHANTS' ASSOCIATION OF MONTANA.

Helena, Montana.

WHEREAS, The proposed measure presented before the House of Representatives, known as H. B. No. 31, by McNally, relating to the regulation of hours of employment of female employes, embodies restrictions and conditions deemed detrimental to the reasonable advancement of certain industrial pursuits; and

WHEREAS, Mercantile and industrial institutions now providing employment of identical nature to male and female employes, would of necessity, to the proper conduct of business affairs, be forced to discriminate in favor of male employes should said measure become a law; and

WHEREAS, The conditions under which females are employed in the State of Montana are not comparable to the general environment of densely populated eastern factory districts and

WHEREAS, Conditions prescribed by the proposed measure, other than the limitation of hours of employment are now provided by the majority of employers in this State; and

WHEREAS, The passage of said bill would necessitate a readjustment of the conduct of the establishments affected thereby, which would reflect not only to the disadvantage of female employes, but to the general public as well.

THEREFORE BE IT RESOLVED, That the Retail Merchants' Association of Montana, in convention assembled, request that said H. B. 31 be not enacted.

AND BE IT FURTHER RESOLVED, That a copy of these resolutions be forwarded to the House of Representatives of the Legislature of the State of Montana, for consideration before final action be taken regarding said bill. Respectfully submitted,

(Signed:) C. M. BATCH,

Chairman Legislative Committee.

Referred to Committee on Labor.

Also

Deer Lodge, Montana, February 3rd, 1913.

WHEREAS, We desire to express our appreciation to those who are assisting in the movement for Equal Suffrage.

NOW THEREFORE BE IT RESOLVED, By the Suffragist Club of Deer Lodge, Montana, that we hereby express our thanks to the Hon. Thomas K. Stout, State Senator, for his earnest effort in introducing into the Thirteenth Legislative Assembly of the State of Montana, a bill submitting to the voters of the State of Montana, the cause of equal suffrage;

BE IT FURTHER RESOLVED, That we thank the Thirteenth Legislative Assembly for passing said bill;

BE IT FURTHER RESOLVED, That we thank the Hon. S. V. Stewart, Governor of the State of Montana, for signing said bill.

BE IT FURTHER RESOLVED, That a copy of this resolution be spread on the minutes of this meeting, that a copy be forwarded to Governor S. V. Stewart, that a copy be forwarded to Senator Thomas K. Stout, that a copy be forwarded to the State Senate and the House of Representatives.

(Signed:) MRS. AUGUSTA GRANT,
G. A. KELLEY,
MARGARET BEAUMONT.

Committee.

NOTICES OF BILLS.

The following notices were given:

By Husted: A Bill for an Act to amend Sections 268 and 269 of the Revised Codes of 1907, relative to the employment and compensation of the employes for the care and maintenance of the State Capitol Building.

By Word: A Bill for an Act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men, except in elevators in buildings, and all persons who operate electric driven air compressors of over ten (10) horse power to obtain a license, and prescribing qualifications, fees, and regulations therefor.

By Sullivan: A Bill defining escheated estates, providing for the administration and settlement thereof, providing that all unclaimed property of decedents shall escheat to the state and repealing Sections 200, 4836, 4837, 4838, 7356, 7357, 7358 and 7359 of the Revised Codes of 1907 relating to escheated estates.

By Kelly: A Bill to amend Section 6478 of the Revised Codes of Montana of 1907, relating to salary and mileage of court stenographers, act approved March 4th, 1909, Eleventh Session Laws at page 190, Chapter 80 thereof, and to provide that official court stenographers shall receive their actual traveling expenses and actual individual living expenses when traveling from one county to another within their Judicial Districts and while in attendance upon the court of any such Judicial District in session at any County other than the one where such stenographer shall reside, and to provide for the payment thereof.

By Norton: A Bill to amend Chapter 2 of Part 4 of Title 2 of the Revised Codes of Montana of 1907, relating to Boards of County Commissioners by adding a new Section numbered 2897, providing a penalty for the violation of Section 2897 thereof.

By Davidson: A Bill to amend Section 8787 of the Revised Codes of Montana of 1908 relating to the open season on grouse, prairie chicken, fool hens, sage hens, pheasants and partridges.

By Day: A Bill to repeal Section 1635 of the Revised Codes of Montana and to amend Sections 1623, 1625, 1626, 1627 and 1629, and to enact a new Section in lieu of said Section 1635 of the Revised Codes of Montana, all of said Sections relating to regulations of the business of pharmacy.

By Rhoades: A Bill to regulate the number of men that shall constitute a crew on certain size coal burning steam locomotives within this State, and prescribing penalties for the violation thereof.

By Pope: A Bill to provide a special proceeding for the recovery of damage from the State Treasury for wrongful conviction in a criminal proceeding.

By Harmon: A Bill to amend Sections 110 and 111 of Act IX of the Revised Codes of Montana of 1907, relating to initiative and referendum measures and manner of marking ballots.

REPORTS OF STANDING COMMITTEES.

Murphy from the Committee on Development and Publicity reported as follows:

Mr. Speaker:

Your Committee on Development and Publicity to whom was referred House Bill No. 227, introduced by King, a Bill for an Act entitled, "An Act to create a State Bureau of Legislation and Publicity, to define its purpose and provide for its maintenance," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it do pass as amended, viz:

Amend Section 2 by inserting after the figures \$2000.00 the words "per annum."

Amend Section 4 by striking out the words "the chief."

Amend Section 5 by striking out the words and figures, "Sixty Dollars (\$60.00) per month," and inserting in lieu thereof the words and figures "Nine Hundred Dollars (\$900.00) per annum."

Amend by striking out all of Section 7, and inserting in lieu thereof as follows: "Section 7. There is hereby appropriated out of the General Funds of the State not otherwise appropriated, the sum of Four Thousand (\$4000.00) Dollars, or so much thereof as may be necessary for the year 1913, and the sum of Four Thousand (\$4000.00) Dollars, or so much thereof as may be necessary for the year 1914, to carry out the provisions of this Act."

Report adopted and referred to Committee on Appropriations.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having under consideration Substitute House Bill No. 74, introduced by Committee on Dairy-

ing, a Bill for an Act entitled, "An Act creating the office of a State Dairy Commissioner of the State of Montana, fixing the salary and making an appropriation for the carrying out of the provisions of this Act, and defining the duties thereof; providing for deputies; and prescribing the duties of said Dairy Commissioner and his Deputies; defining dairy products and imitation of dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream, condensed milk and cheese; providing for the inspection of creameries, cheese, condensed milk and ice cream factories, dairies and utensils; providing penalties for the violation of this Act and repealing all acts in conflict herewith," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having under consideration House Bill No. 213, introduced by Carnal, a Bill for an Act entitled, "An Act appropriating money for the restoration and maintenance of Old Fort Benton," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having under consideration House Bill No. 84, introduced by Spogen, a Bill for an Act entitled, "An Act to provide an executive residence for the Governor of Montana, to provide for the furnishing and maintenance of same and to appropriate money for all of said purposes," beg leave to report back to the House with the recommendation that the bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having under consideration House Bill No. 119, introduced by Meadors, a Bill for an Act entitled, "An Act to compensate owners of tuberculosis cattle, glandered horses and horses afflicted with dourine, when said live stock are killed according to law, and making appropriations therefor," recommend that the same be amended as follows:

The word "tuberculosis cattle," in Section 1, or wherever it may appear, be changed to read "tubercular."

That the word "General File" in title should read "General Orders.

That in Section 4, Line 6 of the original bill, which would be line 24 of the printed bill, strike out the word "buried" after the word "and" and in lieu thereof insert the words "carcass disposed of according to law."

That Section 7 of this Bill be stricken out.

That Section 8 be changed to read Section 7, Section 9 to read

Section 8 and Section 10 to read Section 9.

That in Section 8, in line 3, after the word "year" strike out the figures "1913" and insert in lieu thereof, ending March 1st 1914," and in line 4 of Section 8, strike out the figures "1914" and in lieu thereof insert the words, "ending March 1st, 1915."

And further recommend that as amended, the bill do pass.

Report adopted.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred House Bill No. 198, introduced by Murray, a Bill for an Act entitled, "An Act providing that operators of coal mines shall furnish shot firers in mines where shooting and blasting is done," having had the same under consideration, beg leave to report and recommend that same be indefinitely postponed.

Report adopted.

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

Your Committee on Fish and Game to whom was referred House Bill No. 92, introduced by Henley, a Bill for an Act entitled, "An Act to provide for the protection of the Game Fish of the State of Montana; to define the term "Game Fish;" to regulate the taking of fish therein; and to provide for the cultivation, propagation and sale of fish from the waters of the State; and to repeal Sections numbered 8792, 8793, 8794, 8795, 8796, 8797, 8798, 8799 and 8801 of the Revised Codes of Montana; limiting the number and weight of fish that may be caught in any one day; and repealing the Act approved March 9th, 1909, entitled, 'An Act to repeal Section 1971 and amend Sections 1976 and 1977 of the Revised Codes of Montana, relating to hunting and fishing licenses, the manner of issuing same and providing a penalty for the violation of this act;' repealing Chapter 104, Chapter 130 and Chapter 143 of the Laws of 1909, Chapter 90 of the Laws of 1911, and enacting other provisions in lieu thereof; repealing Sections 1971, 1972, 1974, 1977, 1978 and 1979, Revised Codes of 1907," and House Bill No. 99, introduced by Mayfield, being a Bill for an Act entitled, "An Act to amend Sections 1976 and 8782 of the Revised Codes of Montana of 1907, as amended by Chapters 130 and 81, respectively, of the Session Laws of 1909; and to amend Section 8992 of the Revised codes of Montana of 1907; all relating to hunting and fishing licenses therefor; and fixing an open season on deer by providing the number and sex of deer that may be killed during a single open season, and further providing the method by which fish may be lawfully taken from the public waters of Montana, and providing penalties for the violation thereof."

Beg leave to report a substitute measure entitled, SUBSTITUTE FOR HOUSE BILLS NUMBERED 92 and 99, introduced by Committee on Fish and Game, being a Bill for an act entitled, "An Act to provide for the protection of Fish and Game in the State of Montana; defining the term "Game Fish;" amending Section 8792 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of

1909, relating to the manner of catching fish and permitting the use of a seine in certain lakes and rivers, and the granting of licenses for such purposes; amending Section 8793 of the Revised Codes of Montana of 1907, relating to licenses for seining in streams; regulating the stocking and sale of fish from artificial ponds and lakes; limiting the number and weight of fish that may be caught in one day; prohibiting the deposit of certain substances in streams and lakes; providing for the construction of fishways and ladders at dams; making it unlawful to sell or knowingly receive illegally caught fish; providing for the classification and issuance of fishing and hunting licenses, and making it unlawful to fish or hunt unless obtaining a license therefor; providing for licenses to those engaged in scientific investigation; granting power to State Game and Fish Warden to make search and seizure to secure evidence of violation of Fish and Game Laws; and providing for disposition of all birds, fish, animals, hides, etc., seized; creating the Montana Fish Commission, and granting powers to said Commission for the propagation of fish and game; creating a fund to be known as the State Game and Fish Fund; giving State Game Warden authority to establish stations along the banks of lakes and streams to obtain eggs of all game fish, and prohibiting fishing about such stations; providing for the carriage, storage and handling of fish and game, and the transportation of necessary attendants by railroads and other common carriers, free, or at reduced rates in certain instances; amending Section 8782 of the Revised Codes of Montana of 1907, relating to the time when and the number and sex of deer that may be killed; and providing penalties for the violation of the provisions of this Act; and repealing all acts and parts of acts in conflict with the provisions of this Act," and recommending that said Substitute bill do pass.

Report adopted.

Word from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

Your Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 69, introduced by Edwards, being a Bill for an Act entitled, "An Act to amend Section 44, of Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, relating to the sale and bonds of irrigation districts, beg leave to report that having had said bill under consideration, report same back to the House with the recommendation that it be concurred in.

Report adopted.

Christmas from the Committee on Horticulture reported as follows:

Mr. Speaker:

We, your Committee on Horticulture, having had under consideration House Bill No. 202, introduced by Blair of Ravalli, being a Bill for an Act entitled, "An Act for the establishment of a tax upon planted orchard lands for the purpose of paying expenses of inspection, and the eradication of disease and pests," beg leave to report that said Committee amended the same, and report said bill back to the House with the recommendation that the same do pass as amended.

Report adopted.

Also

Christmas from the Committee on Horticulture reported as follows:

Mr. Speaker:

We, Your Committee on Horticulture, having had under consideration House Bill No. 230, introduced by Christmas, being a bill for an Act entitled, "An Act to create and establish a standard size apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes; and providing a penalty for the violation of this act," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Also

Christmas from the Committee on Horticulture reported as follows:

Mr. Speaker:

Your Committee on Horticulture, having had under consideration House Bill No. 231, introduced by Christmas, being a Bill for an Act entitled, "An Act requiring all persons selling nursery stock, fruit trees, plants, vines, scions or cuttings within the State of Montana, as the agent of any nursery not holding a Montana license, to obtain a license therefor," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred Senate Bill No. 16, introduced by Committee on Railroads and Transportation, being a Bill for an Act entitled, "An Act to require railroad companies to maintain suitable crossings at the intersection of public roads with any line of track of such railroad company," report same back to the House with the recommendation that same be concurred in.

Report adopted.

Also

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

We, your Committee on Railroads and Transportation to whom was referred S. B. No. 62, introduced by Stevens, being a bill for an Act entitled, "An Act relating to the erection of platforms by railroads," report back to the House with recommendation that same be concurred in.

Report adopted.

Burns from the Committee on State Boards and Officers, reported as follows:

Mr. Speaker:

We, your Committee on State Boards and Officers to whom was referred H. B. No. 160, introduced by Gould, being a bill for an Act entitled, "An Act to create the department of Agriculture and Publicity and providing for appointment and prescribing the duties and fixing the

salaries of the officials thereof," after having had same under consideration beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Also

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

We, your Committee on State Board and Officers to whom was referred H. B. N. 159, introduced by Gould, being a bill for an Act entitled, "An Act creating the department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof and fixing their salaries," after having had same under consideration beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Also

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

Your Committee on State Boards and Officers to whom was referred H. B. No. 60, introduced by Lovelace, being a bill for an Act entitled, "An Act to regulate the practice of veterinary medicine and surgery in the State of Montana; and to establish a Board of Examiners in Veterinary Medicine and Surgery; and to define offenses committed contrary to the provisions of this Act, and providing penalties for the violation thereof," beg leave to report it back to the House with the recommendation that it do pass as amended.

Report adopted.

INTRODUCTION OF BILLS.

No objection being offered, Gould was granted permission to introduce a bill without previous notice having been given.

The following bills were introduced and placed on file:

By Committee on Fish and Game: H. B. No. 280. A bill for an Act entitled, "An Act to provide for the protection of fish and game in the State of Montana; defining the term 'Game Fish'; amending Section 8792 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the manner of catching fish and permitting the use of a seine in certain lakes and rivers, and granting of licenses for such purpose; amending Section 8793 of the Revised Codes of Montana of 1907, relating to licenses for seining in streams; regulating the stocking and sale of fish from artificial ponds and lakes; limiting the number and weight of fish that may be caught in one day; prohibiting the deposit of certain substances in streams and lakes; providing for the construction of fishways and ladders at dams; making it unlawful to sell or knowingly receive illegally caught fish; providing for the classification and issuance of fishing and hunting licenses, and making it unlawful to fish or hunt unless obtaining a license therefor; providing for licenses to those engaged in scientific investigation; granting power to State

Game and Fish Warden to make search and seizure to secure evidence of violation of fish and game laws; and providing for disposition of all birds, fish, animals, hides, etc., seized; creating the Montana Fish Commission, and granting powers to said Commission for the propagation and protection of fish and game; creating a fund to be known as the State Game and Fish Fund; giving State Game Warden authority to establish stations along the banks of lakes and streams to obtain eggs of all game fish, and prohibiting fishing about such stations, providing for the carriage, storage and handling of fish and game, and the transportation of necessary attendants by railroads and other common carriers, or at reduced rates in certain instances; amending Section 8782 of the Revised Codes of Montana of 1907 relating to the time when the number and sex of deer that may be killed; and providing penalties for the violation of the provisions of this Act; and repealing all Acts and parts of Act in conflict with the provisions of this Act."

By Tighe: H. B. No. 281. A bill for an Act entitled, "An Act to amend Section 6355 of the Revised Codes of Montana of 1907, relating to the authority of Judges to summon and draw jurors and to the use of said jurors when any District Court in this State is or may be divided into departments."

By Gould: H. B. No. 282. A bill for an Act entitled, "An Act to provide for the appointment of a special deputy humane officer, defining his powers and duties and fixing his salary."

By Fishbaugh: H. B. No. 283. A bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907 relating to legal fences."

By Walker: H. B. No. 284. A bill for an Act entitled, "An Act relating to the deposit of funds in the hands of the City Treasurer in cities of the first, second and third class, and fixing the minimum rate of interest thereon."

By Fisher: House Joint Memorial No. 5. A petition to Congress to enact legislation for the purpose of securing highways through National Forest Reserves.

S. B. No. 80, introduced by Duncan. A bill for an Act entitled, "A bill to repeal Section 9289 of the Revised Codes of Montana of 1907 relating to evidence of false pretenses."

MOTIONS AND RESOLUTIONS.

Blake offered the following motion:

I move that H. B. No. 97, introduced by Blake, being a bill for an Act entitled, "An Act to regulate the granting of relief to indigent war veterans, and their families," be recommitted to the Committee on Townships and Counties.

Motion adopted.

RESOLUTION.

Resolution introduced by Committee on House Employees.

Be it Resolved by the House of Representatives, That the salary of the Journal Clerk of the House of Representatives of the Thirteenth Legislative Assembly be fixed at the sum of \$8.00 per day, and that said

employee be authorized to draw said compensation from the first day of the session, to-wit: the sixth day of January, 1913.

(Signed) PRESCOTT, Chairman.

Adopted.

RESOLUTION.

Whereas, the Thirteenth Legislative Assembly is now entering on its thirty-third legislative day and but twenty-three working days now remain for the enactment of proposed laws; and thirteen days for the introduction of bills, and,

Whereas, from the experience of past session, some 450 measures are yet to be considered, while to this date not more than 35 bills have been favorably reported; and,

Whereas, it appears to be the unanimous opinion of the House that certain remedial legislation specifically pledged to the people of Montana should be its first and foremost consideration; and,

Whereas, with the exception of the Equal Suffrage Amendment and the Highways Bill, none of these promised measures have at yet appeared in the House, despite the fact that the Governor has urgently sought to have the earliest possible consideration given them; and,

Whereas, we deem it essential to the welfare of the State at large that some new method be found to bring these measures to the immediate attention of the House;

Now, Therefore, Be it Resolved, That all those Committees having had under consideration any of the following bills for a period of more than seven days prior to this date (as provided for in House Rule No. 10) be required to report thereon not later than Monday, February 10th;

1. The Public Utilities Commission Bill.
2. Tax Commission Bill.
3. Employers Liability and Workmen's Compensation Act.
4. A bill for Direct tax for State Educational Institutions.
5. Grain Classification and Elevator Bill.
6. A Measure for the Regulation of Appropriations of Water for Power Purposes; and
7. The "Blue Sky" Law, regulating Investment Companies.

And Be it Further Resolved, That a special non-partisan Committee of five members be immediately appointed by the Speaker, to draft or hasten or facilitate the introduction of such of the above mentioned bills as may not now be in the possession of any Committee of the House or Senate.

And Be it Further Resolved, That the Honorable Senate be informed of this action and of the sincere intention of this House to enact these measures into law in satisfactory form, and that they be requested to co-operate in this movement, to the end that the important legislation outlined above may have a speedy consideration and the solemn covenant with the people be honorably fulfilled.

(Signed) WM. CUTTS.

Adopted, and Mr. Speaker appointed the following Committee:
Graybeal, Smith Christmas, Crull, Jordan of Dawson.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed. Nos. 183, 187 and 191, and same were placed on General Orders.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate.
Senate Chamber,
Helena, Montana,

February 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Notice of the Introduction of the following bills was today given as follows:

By Whiteside: A bill for an act entitled, "An act to provide for the issuance of bonds for the improvement of the State Fair."

By Grande: A bill for "An act to provide for the protection of Mechanics, Laborers and other persons employed in the construction or repair of railroad equipments and providing a punishment for the violation thereof."

By Larson: A bill for an act entitled, "An act to amend Section 8447 (636) of the Penal Code, relating to Trademarks."

By Byrnes: A bill for an act entitled, "An act to amend Chapter 113 of the Session Laws of 1911 relating to the registration of electors in counties, cities, towns and school districts."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was this day introduced, read first and second times and referred:

Senate Bill No. 122, by Whiteside: A bill for an act entitled, "An act to amend Sections 1290 and 1291, Chapter 6, of the Political Code, Revised Codes of 1907, designating who shall be eligible for admission into the State Home for Soldiers, Sailors and Marines," to Committee on Military Affairs.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced by unanimous consent, without previous notice, read first and second times and referred:

Senate Bill No. 123, by Muffy: A bill for an act entitled, "An act to provide for the deposit and control of all public moneys be-

longing to Counties, Cities and Towns; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907." To Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 124, by Christopher: A bill for an act entitled, "An act creating a Dairy Commission, and providing for its powers and duty in the advancement of the dairy interest of the state, fixing the standard of milk, cheese and butter and prescribing penalties." To Committee on Dairies and Dairying.

Senate Bill No. 127, by Duncan: A bill for an act entitled, "An act to amend Sections 7671 and 7673 of the Revised Codes of the State of Montana, relating to the distribution of estates of deceased persons." To Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred:

Senate Bill No. 121, By Minor: A bill for an act to amend Section 188 of the Revised Codes of Montana of 1907, relating to the quarterly report of the State Treasurer," to Committee on Counties, Towns and Municipal Corporations.

Senate Bill No. 125, by Committee on Stock Growing and Grazing: A bill for an act entitled, "An act to enable the State Agricultural College to buy and sell Hog Cholera Serum to experiment therewith, and to appropriate \$1,000.00 to carry out the purpose of this act," to Committee on Stock Growing and Grazing.

Senate Bill No. 126, by Whiteside: A bill for an act entitled, "An act to appropriate money for the construction of a building to be used for Horticultural Exhibits at the State Fair and to provide for a permanent plan for the development of said fair," to Committee on Fairs and Expositions.

Senate Joint Memorial No. 4, by Darroch: "Petition to Congress to enact such legislation as will be necessary for the establishment and the maintenance of an Agricultural Building for the display of agricultural products," to Committee on Agriculture and Manufactures.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a minority of the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 82, being a bill for an act entitled, "An act to amend Chapter V. Title VII, Division 1, Part IV. of the Re-

vised Codes of the State of Montana of 1907, by inserting in said Chapter a section to be numbered 4375-a, providing for the physical valuation of the property of common carriers doing business in the State of Montana, by the Board of Railroad Commissioners of the State of Montana, and providing penalties for violation of the provisions thereof," and Senate Bill No. 83, being a bill for an act entitled, "An act to amend Chapter V, Title VII. Division 1, Part LV of the Revised Codes of the State of Montana of 1907, by inserting in said chapter a section to be numbered 4375-b, providing for the filing of annual reports with the Board of Railroad Commissioners of the State of Montana, by all common carriers subject to the provisions of said Chapter, specifying the information to be contained in such reports, the time for filing the same, and providing for penalties in case of failure to comply with the provisions of said section," today reported, recommending that the bills do pass. Report adopted and bills referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Live Stock and Grazing, to whom was referred Senate Bill No. 103, being a bill for an act entitled, "An act to amend Section 1870 of the Revised Codes of 1907, relating to the duty of Railroad Companies to notify Veterinary Surgeons in certain cases; repealing the provisions relating to disinfecting cars in which sheep are to be shipped from one place to another within this State," today reported, with the recommendation that the bill be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Live Stock and Grazing, to whom was referred Senate Bill No. 40, being a bill for an act entitled, "An act to establish a Serum and Hygienic Laboratory at the Montana Agricultural Experiment Station, and to define the aim and scope of the work to be performed, and providing for the administration, and to make appropriation for the establishment and maintenance thereof," today reported, with the recommendation that the bill be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Live Stock and Grazing to whom was referred Senate Bill No. 32, being a bill for an act entitled, "An act providing for the establishment of an agency to manufacture or otherwise secure a serum for the prevention of Hog Cholera, to be distributed by such agency to farmers in this State, without charge, and appropriating money therefor," today reported, with the recommendation that the bill be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Live Stock and Grazing, to whom was referred Senate Bill No. 28, being a bill for an act entitled, "An act to define Estray, and to provide for the disposition of Estrays,"

today reported, with the recommendation that the bill be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Military Affairs to whom was referred Senate Bill No. 42, being a bill for an act entitled, "An act to amend Sections 1288, (2515), Chapter 6 of the Political Code of the State of Montana, relating to the Soldiers' Home," today reported, with the recommendation that same be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Conference Committee appointed to confer with a like committee of the House relative to Joint Rule No. 23, today reported, recommending the adoption of Joint Rule No. 23 to read as follows:

Joint Rule 23. The House shall appoint a committee of five members, and the Senate shall appoint a like committee of five members, each house acting under its own rules and the ten members so appointed shall constitute a Steering Committee, which, on and after the fortieth day shall fix the order of consideration of all bills, memorials, and resolutions coming before the House or Senate, provided, however, that in the House, all Senate measures shall be first considered, and in the Senate all House measures shall be first considered. All reports of said committee shall be signed by the Chairman of each branch of the committee, and said committee shall at all times be subject to a concurrent majority vote of both the House and Senate.

And the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Live Stock and Grazing, to whom was referred Senate Bill No. 101, being a bill for an act entitled, "An act to amend Section 1840 of the Revised Codes of 1907, relating to the quarantine of Domestic animals and Texas cattle; and providing that before declaring a quarantine, the veterinary shall exhibit to the owner or person in charge a specimen of the parasite, under microscope, or otherwise, for his inspection," today reported, recommending that the bill do pass. Report adopted and bill referred to the Printing Committee.

Also, that the Committee on Fish and Game, to whom was referred Senate Bill No. 104, being a bill for an act entitled, "An act to exempt women and children from the payment of a license to fish

in the waters of Montana," today reported, recommending that the bill do pass. Report adopted and bill referred to the Printing Committee.

Also, that the Committee on Fish and Game, to whom was referred Senate Bill No. 109, being a bill for an act entitled, "An act to establish a Game preserve in the County of Lewis and Clark, Montana, for the protection of Mountain Sheep, deer, elk, and other game animals and birds; defining its boundaries and providing penalties for the killing of any animals within such preserve," today reported, recommending that the bill do pass. Report adopted and bill referred to the Printing Committee.

Also, that the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 50, being a bill for an act entitled, "An act relating to Grain Elevators, Grain Warehouses, and Grain Inspection Department in the State of Montana and elsewhere; fixing fees to be collected as incidental to the main purpose of the bill, as aforesaid, to-wit: the creation of a Grain Inspection Department in the State," today reported, with the recommendation that Substitute for Senate Bill No. 50, do pass. Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 84, 68, 89, 73, 43, 38 and Senate Joint Resolution No. 3, were today reported correctly printed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following notice of introduction of bills was given this day as follows:

By Dearborn: A bill for an act providing for the submission to the qualified electors of the State of Montana for an amendment to Section 6 of Article XVI of the Constitution of the State of Montana relating to officers and their election or appointment and term of office other than officers named in the Constitution."

Very respectfully,

G. G. WATT, Secretary

Senate Chamber,
Helena, Montana.

February 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred:

Senate Bill No. 128, by O'Shea: A bill for an act entitled, "An act to amend Section 3456 of the Revised Codes of Montana of 1907 relating to notice of sale of City Bonds." Referred to Judiciary Committee.

Senate Bill No. 129, by Survant: A bill for an act entitled, "An act authorizing the payment of Bounty Claim of S. C. Leedy and appropriating money from the State Bounty funds for the payment thereof." To Committee on Fish and Game.

Senate Bill No. 130, by Whiteside: A bill for an act entitled, "An act to provide for the issuance of bonds for the improvement and development of the State Fair; to provide a levy of one-tenth of one mill to pay the interest and principal of the said Bonds and provide for the submission of said proposition to a vote of the people." To Fairs and Expositions Committee.

Senate Bill No. 131, by Byrnes: A bill for an act entitled, "An act to amend Section 436 of the Revised Codes of Montana of 1907, relating to office hours of State Officers." To Judiciary Committee.

Senate Bill No. 132, by Byrnes: A bill for an act entitled, "An act to amend Chapter 113 of the Laws of 1911, relating to the registration of electors in Counties, Cities and Towns and School Districts." To Election and Privileges Committee.

Senate Bill No. 133, by Larson: A bill for an act entitled, "An act to amend Section 8447 (636) of the Penal Code relating to Trade-marks." To Judiciary Committee.

Senate Bill No. 134, by Grande: An act to provide for the protection of mechanics, laborers and other persons employed in the construction and repair of railroad equipments and providing a punishment for the violation thereof." To Railroads and Transportation Committee.

Senate Bill No. 135, by Abbott: A bill for an act entitled, "An act to enact a general highway law with an appropriation to carry out its provisions; providing for the clasification and permanent improvement of the public highways and for the granting of County and State aid in certain cases and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454, and 1456 of the Revised Codes and also repealing that certain act approved March 2, 1909, entitled, 'An Act to provide for the permanent improvement of the Main Highways by the extension of County Aid for such purposes, and to provide the manner of petitioning for such improvement, for the levy-

ing of assessments upon land benefitted thereby; for the payment of a part of the costs thereof,' and repealing that certain act approved March 8, 1909, entitled, 'An Act placing the highways and bridges in Counties of the first class under the supervision and control of the County Surveyor, defining his power and duties, fixing his compensation and abolishing the office of Road Supervisor in Counties of the first class.'" To Roads, Highways and Bridges Committee.

Senate Bill No. 136, by Stout: (By unanimous consent without previous notice). A bill for an act entitled, "An act providing a method of distributing property located in this State and owned by Estates of Deceased persons who are non-residents of this State at the time of their death." Judiciary Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that that Committee on Education, to whom was referred House Bill No. 20, today reported, recommending that same be concurred in. The report was adopted and bill referred to General File.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Bill No. 105, being a bill for an act entitled, "An act to provide that the State University at Missoula, the College of Agriculture and Mechanic Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized, shall constitute the University of Montana; Providing for the control and supervision thereof by the State Board of Education; Authorizing said State Board, in its discretion, to employ a Chancellor of the University of Montana; Requiring that Degrees and Diplomas to graduates of the several component institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplication of courses of instruction in the various educational institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said Institutions; Prescribing a seal for the University of Montana, and its custody, and the affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the Presidents of the several institutions composing

the University of Montana, and repealing all acts or parts of acts in conflict with this act," today reported, recommending that same do pass. That the report was adopted, and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Live Stock and Grazing, to whom was referred Senate Bill No. 102, being a bill for an act entitled, "An act to amend Section 1906 of the Revised Codes of 1907, relating to Bounty Inspectors, abolishing the office of Bounty Inspector and providing in lieu thereof, that the Sheriff and his deputies shall act as Bounty Inspectors at the County Seat," today reported, recommending that same do pass with the following amendment:

By inserting after the word "same" on line 18, the following: "and shall require the following affidavit from the claimant," (affidavit attached to bill), and by striking out the word "sixty" in line 27, and substituting therefor the word "ninety."

That report was adopted, and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture and Manufactures, to whom was referred Senate Bill No. 106, being a bill for an act entitled, "An act to establish a seed lien," today reported, recommending that the bill be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Public Lands, to whom was referred Senate Bill No. 114, being a bill for an act entitled, "An act to amend Sections 38 and 39 of Chapter 147 of the Session Laws of 1909, providing for the sale and advertisement of State Lands," today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, to whom was referred Senate Bill No. 125, being Substitute for Senate Bills No. 32

and No. 40, being a bill for an act entitled, "An act to enable the State Agricultural College to buy and sell Hog Cholera Serum, to experiment therewith, and to appropriate \$1,000.00 to carry out the purpose of this Act," today reported, recommending that same do pass. Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 3, 38 and 43 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 74, 75, 95, 97, 59, 46, 88, 98, 52, 29 and 12 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana:

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 61 and 68 were today withdrawn from the Engrossing Committee, re-referred to the General File, and amended in the committee of the whole Senate, and as amended, were re-referred to the Engrossing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate, to whom was referred business on General File, today reported, recommending:

That House Bill No. 80 be concurred in, as amended.

That Senate Bill No. 61 do pass, as amended.

That Senate Bill No. 68 do pass, as amended.

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session House Joint Concurrent Resolution No. 1, and House Bills numbered 55, 54, 13 and 51.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 73, 84 and 89 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

READING OF SENATE BILLS.

S. B. No. 80, read first and second times by title only and referred to Committee on Judiciary.

READING OF HOUSE BILLS.

H. B. No. 280, read first and second times by title only and referred to Committee on Printing.

H. B. No. 281, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 282, read first and second times by title only and referred to Committee on State Boards and Officers.

H. B. No. 283, read first and second times by title only and referred to Committee on Agriculture.

H. B. No. 284, read first and second times by title only and referred to Committee on Banks and Banking.

H. J. M. No. 5, read first and second times by title only and referred to Committee on Federal Relations.

THIRD READING OF SENATE BILLS.

S. B. No. 2 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carroll, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Heinrich, Holt, Huddleston, Hustead, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—74.

Noes—None.

Absent and not voting—Carnal, Clay, Collins, Drinkard, Graybeal, Hough, Jahreiss, Johnson, Kemmis, Largey, McNally and Norton—12.

Title agreed to.

S. B. No. 23, having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett, Camp, Carroll, Christmas, Clark, Collins, Conner, Cokingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—76.

Noes: None.

Absent and not voting—Brower, Burns, Carnal, Clay, Graybeal, Hough, Hustead, Kemmis, McNally and Sweet—10.

Title agreed to.

S. B. No. 36 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett, Camp, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—77.

Noes—None.

Absent and not voting—Brower, Burns, Carnal, Clay, Crippen, Graybeal, Hough, Hustead and Kemmis—9.

Title agreed to.

On motion of Cutts the House took a recess at 12:05 p. m. until 2:30 p. m.

AFTERNOON SESSION.

House reassembled at 2:30 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

No objection being offered, Prescott was granted permission to introduce a bill at this time.

INTRODUCTION OF BILLS.

The following bill was introduced and placed on file:

By Prescott: H. B. No. 285. An act to provide a fixed income

for the State Educational Institutions, by making a levy of one mill upon all taxable property, and providing that said levy shall be submitted to a vote of the people at the next general election.

READING OF HOUSE BILLS.

H. B. No. 285, read first and second times by title only and referred to Committee on State Institutions, Public Buildings and Grounds.

No objection being offered, Mr. Speaker reverted back to the Second Order of Business.

NOTICES OF BILLS.

The following notice was given :

By Sickler: An act regulating the slaughter of cattle and providing for a record of all marks and brands of cattle slaughtered, providing for the inspection of the hides thereof, repealing Section 8859 of the Revised Codes of Montana of 1907, and providing a penalty for the violation of this Act.

Holt from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

We, your Committee on New Counties and Divisions, to whom was referred Senate Bill No. 48, introduced by Edwards, a bill for an act entitled, "An act to create the County of Wibaux, to define its boundaries, to provide for its organization and government, and to alter the boundaries of the counties of Dawson and Custer to conform to the boundaries of the County of Wibaux," beg leave to report that we have had extensive hearings and have made progress, but wish an extension of time in which to make final report, and that the next meeting of this Committee will be on Monday, February 10th, 1913, at 4:00 p. m.

Report adopted.

Also, Holt from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

We, your Committee on New Counties and Divisions, to whom was referred Senate Bill No. 47, introduced by Survant, a bill for an act entitled, "An act to create the County of Phillips, define its boundaries and provide for its organization and government, and to change the boundaries of Blaine and Valley Counties, to conform thereto," beg leave to report that we have had extensive hearings and have made progress, but wish an extension of time in which to make final report, and that the next meeting of the Committee will be on Monday, February 10, 1913 at 4:00 p. m.

Report adopted.

On motion of Eliel, that the House do now resolve itself into a Committee of the Whole, and that the following rule govern debate in the Committee:

After a motion to report any measure is made, debate on the adoption of such motion shall be limited to 30 minutes, one-half of such time to be controlled by the introducer of the bill in question and 15 minutes by opposing side; debate on any amendment to be

limited to five minutes, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

McMahon in the chair.

House resumed.

Mr. Speaker in the chair.

McMahon from the Committee of the Whole reported as follows:
Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 31, a bill for an act entitled, "An act to amend Section 6121 of the Revised Codes of Montana (1907) relating to injunctions," having had same under consideration, beg leave to report same back to the House with the recommendation that same be passed over and retained in General Orders.

Also having had under consideration S. B. No. 55, a bill for an act entitled, "An act to amend Section 35 of Chapter 113 of the Session Laws of 1911 of the State of Montana, relating to the registration of electors and providing that electors otherwise qualified shall not be required to register in order to vote at School Elections in School Districts of the Third Class," report same back to the House with the recommendation that same be concurred in.

Also having had under consideration S. B. No. 56, a bill for an act entitled, "An act to authorize the attendant of the Supreme Court to exercise the functions and perform the duties of the Clerk of the Supreme Court whenever said Clerk is incapacitated or absent," report same back to the House with the recommendation that same be concurred in.

Also, having had under consideration S. B. No. 57, a bill for an act entitled, "An act to provide that persons convicted of certain offenses may be given the benefits of a suspended sentence, and providing for the supervision and care of such persons," report same back to the House with the recommendation that same be concurred in.

Also, having had under consideration S. B. No. 65, a bill for an act entitled, "An act to amend Section 149 of Chapter III, Title I, Part III, of the Revised Codes of 1907, of the State of Montana, relating to the salary of the Governor of the State of Montana," report same back to the House with the recommendation that same be concurred in.

Also, having had under consideration S. B. No. 66, an act entitled, "An act to amend Section 3180 of the Revised Codes of the State of Montana, relating to trial jurors," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 70, a Bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana, to invest funds in Irrigation District Bonds, in addition to other securities, in which such insurance companies are now authorized to invest funds of such companies," report same back to the House with the recommendation that same be concurred in.

Also, having had under consideration S. B. No. 71, a bill for an act entitled, "An act to amend Section 2199 of the Revised Codes of the State of Montana of 1907, relating to the giving of notice to the State Board of Land Commissioners of certain bond sales and prescribing penalties for failure to comply with such provision," report same back to the House with the recommendation that same be concurred in.

Also, having had under consideration S. B. No. 62, a bill for an act entitled, "An act relating to the erection of platforms by railroads," report same back to the House with the recommendation that same be concurred in.

Also, having had under consideration S. B. No. 69, a bill for an act entitled, "An act to amend Section 44 of Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, relating to the sale of bonds of irrigation districts," report same back to the House with the recommendation that same be not concurred in.

Sub. S. B. No. 16, a bill for an act entitled, "An act to require railroad companies to maintain suitable crossings at the intersection of public roads with any line of track of such railroad company," report same back to the House with the recommendation that same be concurred in.

Also, having had under consideration H. B. No. 150, a bill for an act entitled, "An act to amend Section 2820 and Section 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders Counties," report same back to the House with the recommendation that same do pass as amended.

Also, having had under consideration H. J. M. No. 1, relative to the settlers under the Lower Yellowstone Project, report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 31, a bill for an act entitled, "An act regulating and limiting the hours of employment for female employes, and governing the conditions under which female employes shall work, in certain industries and providing penalties for violation thereof," report same back to the House with the recommendation that same do pass as amended.

Report of the Committee of the Whole adopted.

Cutts moved that the following amendment to Section 1 of House Rule 34 be referred to the Committee on Rules, Joint Rules and Order of Business, with instructions that they report thereon tomorrow.

Add to this Section, after the word "suspended" the words "except that upon notice duly given to the House at least one day prior to the reading of any bill, the reading of such bill may be dispensed with by a two-thirds vote of the members present."

Motion prevailed and Section 1 of House Rule 34 was so referred.

On motion of Day, recess was taken at 5:10 p. m. until 9:30 a. m. tomorrow:

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirty-Fourth Day

Saturday, February 8, 1913.

House met pursuant to adjournment at 9:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-third day and find same to be correct.

Report adopted.

MESSAGE FROM THE GOVERNOR:

The following communication was received from the Governor:
The Speaker of the House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State the following House Measures:

H. B. No. 55.—An act to appropriate the sum of one thousand dollars (\$1,000) or so much thereof as may be necessary to pay the expenses of the joint committee of the Senate and House of Representatives, appointed to investigate railroad freight rates upon wheat, fruit and other farm products shipped from Montana points to Eastern markets.

H. J. R. No. 1.—Relating to Carey Lands in Montana.

H. J. R. No. 2.—A joint resolution ratifying an amendment to the Constitution providing that Senators shall be elected by the people of the several states.

(Signed) S. V. STEWART, Governor.

Hustead from the Committee on Rules, Joint Rules and Order of Business reported as follows:

Mr. Speaker:

We, your Committee on Rules, Joint Rules and Order of Business, to whom was referred the resolution offered by Mr. Cutts relating to a proposed amendment to Rule 34, beg leave to report and recommend as follows:

That Section 1 of Rule 34 be amended by adding thereto the following: "Except that upon notice duly given to the House at least one day prior to the third reading of any bill, such third reading may be dispensed with by a two-thirds vote of the members present."

Report adopted.

On motion of Jewell, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Crippen in the chair.

House resumed.

Mr. Speaker in the chair.

Crippen from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 31, a bill for an act entitled, "An Act to amend Section 6121 of the Revised Codes of Montana (1907) relating to Injunctions," having had same under consideration, beg leave to report same back to the House with the recommendation that same be passed over and retained on General Orders.

Also, having had under consideration H. B. No. 34, a bill for an act requiring County Commissioners to advertise for bids for county printing, report same back to the House with the recommendation that the enacting clause be stricken out.

Also, having had under consideration H. N. No. 66, a bill for an act entitled, "An act to increase the powers of cities by conferring upon City Councils the power to levy a special tax for the special purpose of installing an electric lighting system, provided the same shall have first been authorized by a majority vote of the taxpayers affected thereby," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 78, a bill for an act entitled, "An act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected," report same back to the House with the recommendation that same be referred back to the House and placed at the head of General Orders, Wednesday, February 12, 1913.

Also, having had under consideration H. B. No. 96, "An act to prohibit and punish lewd and lascivious acts upon or with the body of children under the age of sixteen years," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 145, a bill for an act entitled, "An act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana, and making the members thereof appointive instead of elective," report same back to the House with the recommendation that same do not pass.

Also, having had under consideration Sub. H. B. No. 124, a bill for an act entitled, "An act to establish a Board of Examiners for nurses; providing that the Governor may issue a license or certificate of registration to persons engaged in the profession of nursing the sick and fixing penalties for any violation of this act," report same back to the House with the recommendation that same do pass as amended.

Also, having had under consideration H. B. No. 101, a bill for an act entitled, "An act to amend Sub-section 7 of Section 6825 of the Revised Codes of Montana, of 1907, relating to the exemption of earnings for personal services of judgment debtors, who are heads of families," report same back to the House with the recommendation that same do pass as amended.

Also, having had under consideration H. B. No. 181, a bill for an act entitled, "An act to exempt honorably discharged sailors and soldiers of the War of the Rebellion and honorably discharged sailors and soldiers of the War with Spain, the Philippine Insurrection and the Boxer Uprising in China, from the payment of road tax and poll tax," report same back to the House with the recommendation that same do pass as amended.

Also, having had under consideration H. B. No. 184, a bill for an act entitled, "An act appropriating money from the Fish and Game Fund for the payment of a certain deficiency claim incurred for expense in office of State Game Warden, report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 185, a bill for an act entitled, "An act to appropriate money to pay the deficiency claims for maintenance of the Orphans' Home," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 186, a bill for an act entitled, "An act appropriating money for the payment of certain deficiency claims for public printing," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 188, a bill for an act entitled, "An act providing for the payment of deficiency claims for the maintenance of the State Capitol Building," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 189, a bill for an act entitled, "An act appropriating money for the completion of power and heating plant at the School for the Deaf and Blind," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 190, a bill for an act entitled, "An act appropriating money for the payment of certain deficiency claims on account of requisition," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 193, a bill for an act entitled, "An act appropriating money for the payment of certain deficiency claims for expenses of Judges presiding at trials outside their own districts, and also for the payment of certain deficiency claims for expenses incurred by District Judges on account of holding court in counties other than the counties where they reside as provided by Chapter 91, Session Laws enacted by the Twelfth Legislative Assembly," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 113, a bill for an act entitled, An act providing for the appointment of a Commission to participate in the celebration of the fiftieth anniversary of the Battle of Gettysburg, and appropriating the sum of Two Thousand Dollars to defray the expense thereof," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 183, a bill for an act entitled, "An act appropriating money for the payment of certain deficiency claims for transporting prisoners," report same back to the

House with the recommendation that same do pass as amended.

Also, having had under consideration H. B. No. 187, a bill for an act entitled, "An act appropriating money for the payment of deficiency claims for the maintenance, appropriation for the School of the Deaf and Blind," report same back to the House with the recommendation that same do pass.

Also, having had under consideration H. B. No. 191, a bill for an act authorizing the payment of certain bounty claims and appropriating money from the State Bounty Fund for the payment thereof, report same back to the House with the recommendation that same do pass.

Report of the Committee of the Whole adopted.

No objection being offered, Mr. Speaker reverted back to the Second Order of Business.

NOTICES OF BILLS.

The following notices were given:

By Eliel: An act to amend Section 2761 of the Revised Codes of Montana of 1907, relating to the issuance of retail Liquor Dealers' License.

By Eliel: An act authorizing the Board of Railroad Commissioners of the State of Montana to order the installation and maintenance of track scales at all incorporated cities and towns which are railroad stations, and providing penalties for refusal to obey such orders.

By Sullivan: An act to provide for the licensing of peddlers, prescribing penalties for failure to comply with the provisions of this act.

By Ezekiel: An act to regulate the sale of illuminating oil, coal oil, kerosene and gasoline, and requiring that the same shall conform to a certain standard, and providing a penalty for a violation of its provisions.

By Day: An act to legalize sales of real property belonging to counties by Boards of County Commissioners.

No objection being offered, Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education to whom was referred House Bill No. 129, having had under consideration a bill for an act entitled, "An act to provide for the establishment and maintenance of a general uniform and thorough system of public free schools; providing who shall be students therein and prescribing the rights, duties, and obligations of students, and rules for their control and government; to provide for the organization of and to prescribe the powers and duties of the State Board of Education; to provide for the election and selection of a State Superintendent of Public Instruction, County Superintendents and City Superintendents of Schools, and to prescribe their powers and duties; to provide for the creation of school districts and

for the election, terms and duties of school officers therein; to provide for the appointment and selection of teachers and prescribe their powers and duties; to provide for teachers' examinations and the granting of certificates to teach in the public schools; to provide for county institutes and summer schools for teachers; to provide for school libraries and a uniform system of text books for the public schools and prescribing the methods of selecting the same; to provide for the organization and maintenance of county and district high schools; to provide a system of taxation and revenue for the support and maintenance of all public schools and prescribing the several purposes for which and the manner in which the same shall be expended; to provide penalties for the violation of school laws, and to codify all laws with reference to public schools in the State of Montana, and to repeal Sections 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, and 3195 of the Revised Codes of Montana, and Chapters 11, 22, 27, 28, 31, 32, 35, 73, 98 of the Laws of 1909; and Chapters 16, 24, 40, 42, 71, 82, 102, and 131 of the Laws of 1911," recommend that the bill, as amended by the Committee do pass.

Report adopted.

No objection being offered, Mr. Speaker reverted back to the Fifth Order of Business.

INTRODUCTION OF BILLS.

The following bill was introduced and placed on file:

By McNally: H. B. No. 286.—A bill for an act entitled, "An act to appropriate money for the payment of the claim of J. C. Lowney for services rendered as a member of the Commission to draft the Workmen's Compensation Act."

READING OF BILLS.

H. B. No. 286, read first and second times at length and referred to Committee on Appropriations.

At this time Mr. Speaker announced that he was about to sign

Senate Bill No. 13, a bill for an act entitled, "An act to authorize the Government of the United States, the United States Commissioner of Fisheries and its or his duly authorized agents the right to conduct fish hatching and all operations connected therewith in any manner and at any time that may by them be considered necessary and proper at a United States Fish Cultural Station to be established by the Government of the United States in the State of Montana."

Also, S. B. No. 14, a bill for an act entitled, "An act to amend Section 4655 of the Revised Codes of 1907, designating the officers before whom oaths of acknowledgment may be taken," and signed the same in the presence of the House.

Cutts moved that the bills now on the calendar for Third Reading, be considered as read when that order is reached, as provided for in Rule 34.

Motion prevailed.

Blake moved that the Official Stenographer, assisted by the Bill Clerk, prepare and have printed in the same form as the daily outline of the proceedings of the House, a complete list of all bills introduced, such to be arranged in numerical order, giving the title in condensed form and showing the status of such bills at the close of the Legislative day on Saturday of each week during the remainder of the session; said outline to be delivered to members at earliest date possible after publication, and that reasonable compensation be allowed for the work.

Motion prevailed.

On motion of Day, the House adjourned at 12:10 p. m. to meet Monday, February 10th at 2 p. m.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirty-Sixth Day.

Monday, February 10, 1913.

House met pursuant to adjournment at 2:00 p. m.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-fourth day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Governor:

Executive Office,
Helena, Montana.

February 10, 1913.

The Speaker of the House of Representatives.
Helena, Montana.

I transmit herewith, for such consideration as may be deemed appropriate, a petition this day received from citizens of Big Arm and vicinity.

(Signed) S. V. STEWART, Governor.

RESOLUTION.

We, the undersigned, freeholders of Big Arm and vicinity in Flat-head County, most respectfully urge no division of the County at the present time for the following reasons:

1. Because of the unsettled condition of the Reservation.
2. Because we feel we are not prepared for division.
3. Because there is too much non-taxable land here which would make the burden too heavy on a few tax payers.

Mr. Speaker at this time announced that he was about to sign S. B. No. 2, a bill for an act entitled, "An act to amend Section 9720 of the Revised Codes relating to the appointment and tenure of office of the Warden of the State Prison."

Also, S. B. No. 23, a bill for an act entitled, "An act to regulate the selling, offering or exposing for sale of agricultural seeds in the State, and providing penalties for the violation thereof."

Also, S. B. No. 36, a bill for an act entitled, "An act to create the office of State Traveling Parole Commissioners, define the duties of said Commissioner and fix his compensation therefor," and signed same in the presence of the House.

NOTICES OF BILLS.

The following notices were given:

By Brower: A bill to provide for the deposit and control of all public moneys in the possession of, and under the control of, County, City and Town Treasurers; providing for the payment of interest on all moneys, and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907.

By Brower: A bill to amend Sections 1, 2, 3, 4, 5, and 7 of Chapter 112 of the Montana Session Laws of 1911, entitled, "An act providing for the creation, organization, and classification of new counties, for locating the county seat, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof."

By Kelly: A bill making an appropriation for the payment of warrants issued by the State Arid Land Grant Commission and for open accounts shown on the ledger for said commission, and providing for the payment thereof.

By Camp: A bill creating a board of Park Commissioners as a Department of City Government in cities of the first class, defining its powers and duties, fixing the term of office of commissioner, and

providing for their election, and repealing Sections 3318, 3319, 3322, 3323 and 3324 of the Revised Codes of Montana of 1907.

By Lovelace: A bill to repeal Chapter V, Title VIII, Division I, Part IV, Code of 1907, being an act to create a Board of Railroad Commissioners of the State of Montana.

By Lovelace: A bill to prevent the issuing of transfer by any person other than a warehouseman or person controlling a place for storing of goods, if any paper in similitude of a warehouse receipt, and prescribing punishment therefor.

By Spogen: A bill to enable the council of cities or towns to change the boundary lines of said cities or towns by the disannexation of territory.

By Nye: A bill requiring all railroad companies engaged in the transportation of livestock to provide a sleeping coach for the accommodation of shippers, when the train consists of five or more carloads of livestock.

By Gould: A bill to amend Chapter 61, Session Laws of the Twelfth Legislative Assembly of the State of Montana, same being "An act to amend Section 2773 of the Revised Codes of the State of Montana of 1907, relating to licenses."

By Gould: A bill to appropriate money for the construction and furnishing of a hospital and other buildings and improvements and repair of same, at the State Orphans' Home at Twin Bridges, Montana.

By Jewell: A bill to amend Sections 6659 and 6687 of the Revised Codes of Montana of 1907, and to provide for the pro-rating of all attachments levied within ten days, and for notice of attachment by posting.

By Blake: A bill creating the office of real estate commissioners, and giving such officer certain powers for the protection of investors, in relation to the business of purchasing and selling real estate, including the power to license real estate dealers or agents doing business within the State of Montana; defining real estate dealers and real estate agents; and regulating or providing for the regulation of their business and commissions as such; providing for the inspection and investigation of property, books, papers, business, methods and affairs of real estate dealers and real estate agents; and providing penalties for the violation of this act.

By Sullivan: A bill to appropriate money to pay bounty claim of K. W. Hale.

By Conner: A House Joint Memorial to the Honorable Senate and House of Representatives in Congress of the United States assembled, relating to sale of timber and settlement of government lands on the National Forest in the State of Montana.

REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report House Rules of the Thirteenth Legislative Assembly and House Bills Nos. 36 and 149

as correctly printed, and said House Bills were placed on General Orders.

Jewell from the Committee on Engrossment reported as follows:
Mr. Speaker:

Your Committee on Engrossment to whom were referred House Bills Nos. 138, 125, 128, 31 and 150 and House Joint Memorials Nos. 4 and 3, report same back to the House as correctly engrossed, also House Joint Resolution No. 5 and House Bills Nos. 69, 169, 147, 123, and House Joint Memorial No. 1, being without amendment, interlineation or erasure, report the original copy of same back to the House as correctly engrossed.

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred House Bill No. 251, introduced by Brower, a bill for an act entitled, "An act relating to the regulation of banks and banking corporations and providing penalties for the violation thereof," beg leave to report as follows:

The same is hereby amended to read as follows:

That in Section 2, after the words "he shall, within sixty days after such application" be changed to read "he shall within ninety days after such application," and beg leave to report that the bill do pass as amended.

Report adopted.

Also, Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred Senate Bill No. 20, beg leave to report as follows:

That Senate Bill No. 20, introduced by O'Shea, a bill for an act entitled "An act to provide for a maximum rate of interest on loans of money, providing a penalty for the violation thereof, and to amend Section 5212 of the Revised Codes of Montana of 1907," be reported back to the House with the recommendation that the same be concurred in.

Also, Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred House Bill No. 250, by Brower, beg leave to report as follows:

That House Bill No. 250, introduced by Brower, being a bill for an act entitled, "An act to amend Section 4010 and 4011 of the Revised Codes of Montana of 1907, relating to the reserve funds to be maintained, and the limitations of loans made by banks and banking corporations, and the duties of the State Examiner in relation thereto," be amended so as to read as follows:

That in Section 2, Part 2, after the words "overdraft of more than thirty days" it be amended to read "overdraft of more than sixty days," and beg leave to recommend that it do pass in its

amended form.

Report adopted.

Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred Senate Bill No. 54, introduced by Stout, being a bill for an act entitled, "An Act to amend Sections 1639, 1640, 1642, 1643, 1644, 1647, 1648, 1649, 1650, 1651, 1652, 1655, 1656, 1657, 1659, 8444, of the Revised Codes of 1907, and to amend Section 1641 of said Codes as the same was amended by Chapter 10 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, and to repeal Sections 1658 and 8468 of said Codes, all relating to the inspection and operation of steam boilers within the State of Montana, and including the examining and licensing of engineers therefor," beg leave to report said bill back to the House with the recommendation that the same be concurred in.

Report adopted.

Also, Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred House Bill No. 105, introduced by Lovelace, being a bill for an act entitled, "An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisal of all property in the State by said State Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this act into effect," recommend that the bill be amended as follows:

Amend by striking out in lines 23 and 24 the words "He shall not be a member of the same political party as that of a majority of the other members of said Commission."

Amend Section 2, page 2, by striking out the words "From the moneys in the general fund, not otherwise appropriated," and strike out the word "quarterly" in said Section and insert in lieu thereof the word "monthly."

Amend by striking out all of Section 4 down to the word "Board" in the 5th line on page 3 and insert in lieu thereof "Section 4: The State Tax Commission shall each year designate and appoint three reputable citizens in each county of the State, who shall be residents and tax payers in the county for which they are appointed, one of whom shall be a farmer, and one of which shall be a merchant; provided, however, that no county official or candidate for office shall be appointed, and the three persons so appointed shall constitute a county board of appraisers and in all the said county boards of appraisers the State Tax Commission shall be a member ex-officio thereof."

Amend Section 10 after the word "State" therein next to last line on page 4 by adding "To compel the collection of all inheritance taxes

due under the laws of this State."

Amend by striking out all of Section 18.

Amend by striking out all of Section 20, and as amended that said bill do pass.

Report adopted.

Also, Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred House Bill No. 162, introduced by Geo. A. Blair, being a bill for an act entitled, "An act for the submission to the qualified electors of the State of Montana of an amendment to Article XII of the Constitution of the State of Montana, relating to Revenue and Taxation, by adding a new Section thereto to be numbered Section 19," beg leave to report same back to the House with the recommendation that it do not pass.

Report adopted.

Also, Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred House Bill No. 200, introduced by Holt, being a bill for an act entitled, "An act relating to taxation of mortgages, deeds of trust, contracts or obligations, upon real property, given to secure the payment of debts, and to amend Sections 2498, 2501, 2502, 2578 and 2579 of the Revised Codes of Montana of 1907," beg leave to report as follows:

Amend Section 6 of said bill by adding thereto the words, "provided, however that this act shall not be construed to apply to mortgages of record prior to the date of its passage and approval," and as amended recommend that the bill do pass.

Report adopted.

Lovelace moved that the Committee on Irrigation and Water Rights be instructed to retire and bring in a report on H. B. No. 196, at 4:00 p. m. Motion prevailed.

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

Your Committee on Fish and Game to whom was referred House Bill No. 222, introduced by Stewart, being a bill for an act entitled, "An act to amend Section 1 of Chapter 87 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An act to prohibit the hunting of game animals and game birds within a certain district in the State of Montana, defining the boundaries of said district, and providing punishment for the violation thereof," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Also, Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

Your Committee on Fish and Game to whom was referred House

Bill No. 240, introduced by Norton, being a bill for an act entitled, "An act authorizing and regulating the sale of game and game birds, and providing a penalty for the violation of this act," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 278, introduced by Lovelace, being a bill for an act entitled, "An act imposing further duties upon the Board of Railroad Commissioners in respect to the inspection of railroads and their equipment and operation with a view to safe guarding the lives of persons engaged in the operation of trains," having had same under consideration, beg leave to report back with the recommendation that same do pass.

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

Pursuant to the injunction of the House Resolutions adopted February 7th, your Committee on Labor, having the various Workmen's Compensation Bills under consideration, beg leave to report that, in the beginning, action on this question was delayed until January 24 to permit of the introduction of all the bills of which notice had been given.

On January 29, the Joint Senate and House Committee on Compensation was organized to hear the evidence and opinions on the four measures then pending before the Assembly. Of these proposed acts, Senate Bill No. 34, by Minor, is a direct liability and compensation law; Senate Bill No. 12 by O'Shea, is an elective commission insurance proposition; while House Bills No. 1 and No. 134 are compulsory insurance bills on the commission plan of administration.

The public hearings, advertised January 29, were finally adjourned February 8. About twenty-five representatives of the employing interests and ten labor union leaders appeared before the Committee during the hearings, the consensus of opinion among the former being that a direct liability and compensation act along the lines of Senate Bill No. 34 is the only desirable measure, while the labor advocates are equally unanimous in declaring for the compulsory insurance plan, as embodied in House Bills No. 1 and No. 134.

Thus it has developed that while, without exception, the sentiment of all concerned favors some form of compulsory legislation, there is a wide divergence of opinion as to the method to be pursued.

Manifestly it is impossible to draft a law that will prove mutually satisfactory to all the conflicting interests, and as the public hearings were only concluded Saturday, the Committee can scarcely anticipate a definite report before the latter part of the week.

Realizing that the Workmen's Compensation Law is the paramount legislative issue before the Assembly, your Committee will lend

every energy toward an early report, but must of necessity ask for a furthr extension of time in which to prepare or recommend a bill that will be in a measure satisfactory to both the Senate and House Committees on Labor.

Lovelace moved as an amendment that the Committee be instructed to report on the Fortieth Legislative Day. Amendment lost.

Report adopted and extension of time granted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred House Bills Nos. 96, 185, 186, 188 and 189, finding that the same are without amendment, interlineation or erasure, beg leave to report the original copies back as correctly engrossed, and same were placed on Third Reading.

Sickler from the Committee on Live Stock and Public Ranges reported as follows:

Mr. Speaker:

Your Committee on Live Stock and Public Ranges to whom was referred House Bill No. 144, a bill for an act entitled, "An act to amend Section 1906, of the Revised Codes of Montana, of 1907, relative to Bounty Inspectors," having had same under consideration, report same back to the House with the recommendation that it do not pass.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to who was referred House Bill No. 245, by Christmas, being a bill for an act entitled, "An act to prohibit the importation into this State of diseased tubers, plants, nursery stock, fruit and seeds and providing the penalty for violation of the provisions of this act," having had same under consideration beg leave o report same back to the House with the recommendation that it do pass.

Also, having had under consideration House Bill No. 283, by Fishbaugh, being a bill for an act entitled, "An act to amend Section 2082 of the Revised Codes of Montana of 1907, relating to legal fences," beg leave to report same back to the House with the recommendation that it do pass.

Representative McClung dissenting.

Report adopted.

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

Your Committee on Public Morals, Charities and Reforms to whom was referred House Bill No. 248, introduced by Cookingham, being a bill for an act entitled, "An act declaring it unlawful, and providing penalties for any person to provide, manage or keep any room, building, float, vessel or premises in this State wherein any persons may assemble and congregate to bet or wager money upon

horse races and other contests run and decided in this state, or to aid or abet another in doing so, or to assemble or bet or wager therein," beg leave to report that having had same under consideration, we recommend that said bill do not pass.

Report adopted.

Also, King from the Committee on Public Morals, Charities and Reform reported as follows:

Mr Speaker:

Your Committee on Public Morals, Charities and Reforms to whom was referred House Bill No. 237, introduced by Norton, being a bill for an act entitled, "An act to amend Section 8369 of the Revised Codes of Montana regarding the regulation of dance halls at summer resorts," beg leave to report that having had same under consideration, we recommend that the bill be amended as follows:

That the title of the bill be amended by striking out the following words in the title, "regarding the regulation of dance halls at summer resorts," and substituting therefor the following words, "relating to the operation of places of amusement on Sunday," and that the bill be further amended by striking out in Section 1, the words beginning with "be" and ending with "follows" and substituting the following words, "of 1907 be amended so as to read as follows," and that as amended the bill do pass.

Also, King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

Your Committee on Public Morals, Charities and Reforms, to whom was referred House Bill No. 252, introduced by Carroll, being a bill for an act entitled, "An act to provide for the care and maintenance of the aged and indigent Pioneers of the State of Montana," beg leave to report that having had same under consideration recommend that same do not pass.

King moved the adoption of the report.

Jewell moved as a substitute that H. B. No. 252, be recommitted to the Committee on Appropriations. Substitute motion lost.

Report adopted.

Also, King from the Committee on Public Morals, Charities and Reforms, reported as follows:

Mr. Speaker:

Your Committee on Public Morals, Charities and Reforms, to whom was referred House Bill No. 88, introduced by Cookingham, being a bill for an act entitled, "An act to punish persons committing indecent assaults and prescribing penalties therefor," beg leave to report that having had same under consideration, we recommend that the bill be amended as follows:

That the words "two hundred" in Section 1, lines 8 and 9, be stricken out and that the word "twenty" be inserted in lieu thereof.

And that as amended the bill do pass.

Report adopted.

Also, King from the Committee on Public Morals, Charities and Reforms reported as follows.

Mr. Speaker:

Your Committee on Public Morals, Charities and Reforms to whom was referred House Bill No. 199, introduced by the Committee on Public Morals, Charities and Reforms being a bill for an act entitled, "An act to prohibit the manufacture, making, sale, exchange, barter, disposition of, giving away, or keeping for sale any cigarettes, cigarette papers, wrapper, or any papers or wrapper prepared for the purpose of being filled with tobacco for smoking, and prescribing penalties therefor," beg leave to report that having had same under consideration, we recommend that the bill be amended as follows:

That the word "making" in the title of the bill, line 1, and the word "make" in Section 1, line 4, be stricken out.

And that as amended the bill do pass.

King moved the adoption of the report.

Higgins moved as a substitute that H. B. No. 199 be recommitted to the Committee on Judiciary.

Substitute motion prevailed.

Rhoades from the Committee on Corporations other than Municipal reported as follows:

Mr. Speaker:

We, your Committee on Corporations other than Municipal having had under consideration House Bill No. 16, a bill for an act entitled, "An act to amend Section 4413 of the Revised Codes of Montana of 1907, providing for the filing of a copy of the Charter and statement of the business condition of foreign corporations before selling stocks or bonds or doing any other business in the State of Montana," do hereby recommend that the same do not pass, and we further recommend that Substitute for House Bill No. 16, as prepared by the Committee, being an act entitled, "An act to amend Section 4413 of the Revised Codes of Montana of 1907, providing for the filing of a copy of the Charter and a statement of the business condition of foreign corporations before selling stocks or bonds or doing any other business in the State of Montana," do pass.

Report adopted.

Also, Rhoades from the Committee on Corporations other than Municipal reported as follows:

Mr. Speaker:

We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 208, introduced by Kirschwing, being a bill for an act entitled, "An act to amend Section 3808 of the Revised Codes of Montana, as amended by Chapter 106, of the laws of 1909, relating to Corporations and to forbid corporations to acquire, own, hold, mortgage, pledge or dispose of the capital stock, bonds, securities or other evidences of indebtedness of other corporations and to repeal Section 4 of Chapter 106 of the Laws of 1911, relating to the powers of corporations," do hereby recommend that the same do pass.

Report not joined in by a number of members of the Committee.

Report adopted.

Also, Rhoades from the Committee on Corporations other than

Municipal reported as follows:

Mr. Speaker:

We, your Committee on Corporations other than Municipal having had under consideration House Bill No. 153, introduced by Annin, being a bill for an act entitled, "An act to amend Section 3808 of the Revised Codes of Montana of 1907, as amended by Chapter 106 of the Session Laws of 1909, and to amend Section 3825 of the Revised Codes of Montana of 1907, as amended by the act of the Tenth Legislative Assembly of Montana, approved March 7th, 1907, and as amended by Chapter 106 of the Session Laws of 1909, and to amend Section 3826 of the Revised Codes of Montana of 1907, as amended by Chapter 106 of the Session Laws of 1909, and to repeal Section 4, of Chapter 106, of the Session Laws of 1909, in that certain act entitled: 'An Act to amend Sections 3808, 3825 and 3826 of the Revised Codes of Montana of 1907, relating to corporations and to authorize corporations to acquire, own, hold, mortgage, pledge and dispose of, capital stock, bonds, securities, or other evidences of indebtedness of other corporations,'" do hereby recommend that same be indefinitely postponed.

Report adopted.

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs to whom was referred House Bill No. 273, introduced by Sweet, beg leave to report as follows:

That after having had under consideration House Bill No. 273, a bill for an act entitled, "An act to compel every person, persons, corporation or association conducting a hospital that is or hospitals that are exempt from taxation to admit and care for patients of any licensed physician in the State of Montana upon the same terms and conditions as patients of any other regularly licensed physician, and prescribing the penalty for the violation thereof," referred same back to the House with the recommendation that it do pass.

Report adopted.

Ezekiels, Sullivan, Sweet, Highe and Blake from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

We, a majority of your Committee on Irrigation and Water Rights, to whom was referred House Bill No. 196, introduced by Durkan, being a bill for an act entitled, "An act to regulate and control the construction of dams and the use of water for the generation of power, and to prohibit the monopoly of such use," having had said bill under consideration, report same back to the House with the request that the Committee be given until February 12, 1913, to make a report on this bill, in view of the fact that public hearings were heard on this bill on Saturday evening, February 8th, and that the Committee has not had an opportunity to digest the arguments presented by those appearing before the Committee, and to prepare amendments to meet such objections, as appear to the Committee to be valid.

Blake moved the adoption of the Majority Report.

MINORITY REPORT.

Word and Christmas from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

Your Committee on Irrigation and Water Rights to whom was referred House Bill No. 196, introduced by Durkan, a bill for an act entitled, "An act to regulate and control the construction of dams and the use of water for the generation of power and to prohibit the monopoly of such use," having had same under consideration, beg leave to report that the bill be amended as follows:

That in all sections where the words "circuit court" appear that same be changed to read "district court"; and

That Section 61 carrying an appropriation be stricken out.

That Section 37, the words "twenty years" shall be changed so as to read "thirty years," otherwise this section to be unchanged.

And that the bill so amended do pass.

Word moved as a substitute the adoption of the Minority Report.

Kirschwing moved the previous question. Motion prevailed.

Upon roll call substitute motion was adopted by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Holt, Huddleston, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Nye, Prescott, Rhoades, Rowe, Sickler, Smith, Stewart, Word, Working and Mr. Speaker—53.

Noes—Blake, Brower, Eliel, Ezekiels, Gleason, Heinrich, Higgins, Hustead, Jahreiss, Johnson, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Norton, Spogen, Sullivan, Sweet, Tighe Walker—24.

Absent and not voting—Clay, Cutts, Doggett, Hough, Murray, O'Neill, Phillips, Pope and Poulsson—9.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Rhoades: H. B. No. 287. An act appropriating money to pay Robert F. Rose, the official stenographer of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana, for reporting the proceedings of the House of Representatives during the said Session.

By Sullivan: H. B. No. 288. A bill for an act entitled, "An act defining escheated estates, providing for the administration and settlement thereof, providing that all unclaimed property of decedents shall escheat to the State and repealing Sections 200, 4836, 4837, 4838, 7356, 7357, 7358, and 7359 of the Revised Codes of 1907, relating to escheated estates."

By Committee on Corporations other than Municipal: H. B. No. 289. A bill for an act entitled, "An act to amend Section 4413 of the

Revised Codes of Montana of 1907, providing for the filing of a copy of the Charter and a statement of the business conditions of foreign corporations before selling stocks or bonds or doing any other business in the State of Montana.

By Appropriation Committee: H. B. No. 290. A bill for an act entitled, "An act to appropriate money from the Bounty Fund for the payment of certain Bounty claims."

By Glenn: H. B. No. 291. A bill for an act entitled, "An act relating to Hotels and the Sanitary Condition of same, and providing for their inspection."

By Sullivan: H. B. No. 292. A bill for an act entitled, "An act to provide for the licensing of peddlers, prescribing penalties for failure to comply with the provisions of this act."

By Carnal: H. B. No. 293. A bill for an act entitled, "An act to amend Section 2864, Revised Codes of 1907, relating to the transcribing, comparing and certifying of County Records."

By Day: H. B. No. 294. A bill for an act to repeal Section 1635 of the Revised Codes of Montana and to amend Sections 1623, 1625, 1626, 1627 and 1629, and to enact a new Section in lieu of said Section 1635 of the Revised Codes of Montana, all of said sections relating to regulations of the business of pharmacy.

By Day: H. B. No. 295. A bill for an act entitled, "An Act to legalize sales of real property belonging to Counties by Boards of County Commissioners."

By Eliel: H. B. No. 296. A bill for an act entitled, "An act to amend Section 2761 of the Revised Codes of Montana of 1907, relating to the issuance of retail liquor dealers' licenses."

By Eliel: H. B. No. 297. A bill for an act entitled, "An act authorizing the Board of Railroad Commissioners of the State of Montana to order the installation of track scales at all stations which are within incorporated cities and towns."

By King: H. B. No. 298. A bill for an act entitled, "An act to establish co-operative banks or credit systems and to define and regulate the powers and duties of the same."

By Norton: H. B. No. 299. A bill for an act entitled, "An act to amend Chapter II of Part IV of Title II of the Revised Codes of 1907 relating to Boards of County Commissioners by adding a new Section numbered 2897a, providing a penalty for the violation of Section 2897 thereof."

By Ezekiels: H. B. No. 300. A bill for an act entitled, "An act to regulate the sale of illuminating oil, coal oil, kerosene and gasoline, and requiring that the same shall conform to a certain standard, and providing a penalty for a violation of its provisions."

By Davidson: H. B. No. 301. A bill for an act entitled, "An act to amend Section 8787 of the Revised Codes of Montana of 1907 as amended by Chapter 81 of the Session Laws of 1909 relating to the open season on grouse, prairie chickens, fool hens, sage hens, pheasants, and partridges, and fixing the maximum number of each that may be killed in one day by any one person during the open season, and providing penalties for the violation thereof."

By Sickler: H. B. No. 302. A bill for an act entitled, "An act regulating the slaughter of cattle and providing for a record of all marks and brands of cattle slaughtered, providing for the inspection of the hides thereof, repealing Section 8859 of the Revised Codes of Montana of 1907, and providing a penalty for the violation of this act."

By Kelly: H. B. No. 303. A bill for an act entitled, "An act to amend Section 6378 of the Revised Codes of Montana of 1907, relating to salary and mileage of Court Stenographers." An act approved March 4, 1909, Eleventh Session Laws at page 109, Chapter 80, thereof, and to provide that official court stenographers shall receive their actual traveling expenses and actual individual living expenses when traveling from one county to another within their Judicial Districts and while in attendance upon the court of any such Judicial District in Session at any county other than the one where such stenographer shall reside, and to provide for the payment thereof."

By Rhoades: H. B. No. 304. A Bill for an Act entitled, "An Act to regulate the number of men that shall constitute a crew on certain size coal burning steam locomotives within this State, and prescribing penalties for the violation thereof."

By Working: H. B. No. 305. A Bill for an act entitled, "An Act to provide for the submission to the electors of the State of Montana, at the next general election, an amendment to the constitution, adding to Article V thereof, a Section to be known as Section 46, restricting the power of the Courts to declare a law unconstitutional."

READING OF HOUSE BILLS.

H. B. No. 287, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 288, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 289, read first and second times by title only and referred to Committee on Printing.

H. B. No. 290, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 291, read first and second times by title only and referred to Committee on Sanitary Affairs.

H. B. No. 292, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 293, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 294, read first and second times by title only and referred to Committee on Sanitary Affairs.

H. B. No. 295, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 296, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 297, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 298, read first and second times by title only and referred

to Committee on Banks and Banking.

H. B. No. 299, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 300, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 301, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 302, read first and second times by title only and referred to Committee on Live Stock and Public Ranges.

H. B. No. 303, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 304, read first and second times by title only and referred to Committee on Labor.

H. B. No. 305, read first and second times by title only and referred to Committee on Judiciary.

MESSAGES FROM THE SENATE.

Day moved that in consideration of messages from the Senate the reading of communications containing notices of introduction of bills, reference to committee and reports thereon be dispensed with and that other communications be read at length.

Motion prevailed.

The following communications were received from the Senate:
Senate Chamber,

Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred Senate Bill No. 119, being a Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Article 19 of the State Constitution, relating to amendment of the Constitution of the State of Montana by initiative petition," today reported, recommending that it be indefinitely postponed.

Report adopted.

Also

That the Committee on Judiciary to whom was referred Senate Bill No. 131, being a bill for an Act entitled, "An Act to amend Section 436 of the Revised Codes of Montana of 1907, relating to office hours of state officers," today reported, recommending that it be indefinitely postponed.

Report adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that his Excellency, the Governor, today informed the Senate that he had

approved and deposited with the Secretary of State Senate Bills numbered 18 and 19.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 39, which returned from the House for further consideration of the Senate, was today re-referred to the Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that Senate Bill No. 46, being a Bill for an Act entitled, "An Act to promote the safety of employes and passengers by prescribing the number of men that shall constitute a train crew, and providing a penalty for the violation of this Act," was today taken from the General File and re-referred to the Committee on Railroads and Transportation.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate, to whom was referred business on the General File, today reported, recommending:

That Senate Bill No. 75 do pass.

That Senate Bill No. 95 do pass.

That Senate Bill No. 97 do pass.

That Senate Bill No. 88 do pass.

That Senate Bill No. 98 do pass.

That House Bill No. 20 be concurred in.

That Senate Bill No. 59 do pass as amended.

That Senate Bill No. 29 do pass as amended.

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second

times and referred:

Senate Bill No. 137, by Dearborn. A Bill for an Act entitled, "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XVI of the Constitution of the State of Montana, relating to officers, their election or appointment and their terms of office other than officers named in the Constitution," to Committee on Elections and Privileges.

Senate Bill No. 138, by Groff: A Bill for an Act entitled, "An Act to segregate and detach the county of Ravalli from the Fourth Judicial District; to organize and establish the Fourteenth Judicial District, consisting of said County of Ravalli," to Committee on Judiciary.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were given today as follows:

By MacKenzie. A Bill for an Act entitled, "An Act to provide for the publication of the proceedings of the Board of County Commissioners and all Legal advertising."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced and placed on file:

Senate Bill No. 139, by Whiteside: A Bill for an Act entitled, 'An Act to authorize any Board of County Commissioners to levy a tax of one mill or less on each dollar of taxable property for the purpose of establishing and maintaining a County Fair.'

Senate Bill No. 140, by Whiteside: An Act authorizing the Bureau of Child and Animal Protection to contract with corporate Societies for placing homeless children in good family homes; and providing for the expense thereof.

Senate Bill No. 141, by Stevens: A Bill for an Act entitled, "An Act regulating the traction engines or machinery propelled or operated by gas, oil or any product of oil; prescribing the method of estimating the power or capacity thereof; requiring the same to be marked or labeled; forbidding false representations as to the capacity or power; requiring inspection by boiler inspector when requested; fixing the fees thereof and prescribing penalties.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Fairs and Expositions, to whom was referred Senate Bill No. 45, being a Bill for an Act entitled, "An Act appropriating money to provide exhibits at the Panama-Pacific International Exposition, and the Panama-California Exposition, and to pay expenses incurred in connection therewith," today reported, recommending that same do pass, with the following amendment:

By striking out "One Hundred Thousand," and inserting in lieu thereof "Fifty Thousand" and put a semi-colon at the end of Section 2, and add the following: "Provided however, that the Commissioners under this Act appointed, shall establish and maintain at the Panama-Pacific International Exposition to be held in the City of San Francisco, State of California, in the year 1915, a suitable exhibit displaying the wealth, resources and industries of the State of Montana, and that said Commissioners may, in their discretion, if sufficient funds are available after the payment of expenses incident to the establishment and maintenance of said exhibit, establish and maintain a suitable exhibit of similar kind and nature at the Panama-California Exposition to be held in the city of San Diego, State of California, in the year 1915."

That the report was adopted, and bill referred to the Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 117, being a bill for an Act entitled, "An Act to license motor vehicles, providing for the collection of said license and fixing the penalty for the violation thereof," today reported, recommending that same do pass with the following amendment:

Strike out in line 27 of Section 1, from and including the word "rated" in said line to and including the word "horsepower" in line 30 of said section.

That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 61 and 68 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 91, being a Bill for An Act entitled, "An Act to fix, define and determine the boundaries of Lincoln County, Montana," today reported, recommending that the bill do pass.

That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 78, being a Bill for an Act entitled, 'An Act to improve conditions affecting the health of certain workmen engaged in operating street railway cars or trolley cars; and providing for the heating of street and trolley car vestibules during certain seasons,' today reported, recommending that the bill do pass.

That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary to whom was referred Senate Bill No. 127, being a bill for an Act entitled, "An Act to amend Sections 7671 and 7673 of the Revised Codes of the State of Montana, relating to the distribution of Estate of deceased persons," today reported, recommending that the bill do pass.

That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 128, Being a Bill for an Act entitled, "An Act to amend Section 3456 of the Revised Codes of Montana of 1907, relating to notice of sale of city bonds," today reported, recommending that the bill do pass.

That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 100, being a Bill for an Act entitled, "An Act to amend Section 7641 of the Revised Codes of Montana of 1907, relating to accounts of Executors or Administrators of their personal representatives in case of death," today reported, recommending that the bill do pass.

That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 133, being a Bill for an Act entitled, "An Act to amend Section 8447 (636) of the Penal Code, relating to Trademarks," today reported, recommending that same do pass.

That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 136, being a Bill for an Act entitled, "An Act providing a method of distributing property located in this State and owned by estates of deceased persons who were non-residents of this State at the time of their death," today reported, recommending that the same do pass.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were today reported correctly printed.

Senate Bill No. 22.

Senate Bill No. 108.

Senate Bill No. 112.

Senate Bill No. 113.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the minority of the Committee on Judiciary to whom was referred Senate Bill No. 120, being a Bill for an Act entitled, "An Act to create the Fourteenth Judicial District of the State of Montana, to be composed of the Counties of Broadwater and Meagher; to change the boundaries of the Ninth Judicial District to conform thereto; to change the boundaries of the Tenth Judicial District to conform thereto, and to provide for the appointment, duties, powers and term and compensation of Judge of said Fourteenth Judicial District," today reported, recommending that same do pass.

That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Public Morals, to whom was referred House Bill No. 65, today reported, recommending that same be concurred in.

Report adopted and bill referred to General File.

Also

That the Committee on Judiciary to whom was referred House Bill No. 130, today reported, recommending that same be not concurred in.

Report adopted, and bill is returned herewith.

Also

That the Committee on Judiciary to whom was referred House Bill No. 75, today reported, recommending that same be concurred in.

Report adopted and bill referred to General File.

Very respectfully,

G. G. WATT, Secretary.

Enclosure: H. B. No. 130.

Senate Chamber,

Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that House Bill No. 80, having been read three several times, was today concurred in, as amended by the Senate, and is returned herewith for concurrence in Senate amendments.

Very respectfully,

G. G. WATT, Secretary.

Enclosure: House Bill No. 80.

Senate Chamber,

Helena, Montana.

February 7th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times, were passed, title agreed to, and are transmitted herewith for concurrence:

Senate Bill No. 61, being a Bill for an Act entitled, "An Act providing for a summary method for procuring the right to erect a grain warehouse or grain elevator on railroad rights of way."

Senate Bill No. 68, being a Bill for an Act entitled, "An Act amending section 2973 of the Revised Codes, respecting the classification of counties, and also, restricting the number of deputy county officers."

Substitute Bill No. 73, being a Bill for an Act entitled, "An Act to encourage dairying in the State of Montana, and to provide compensation to the owners of Dairy cattle, slaughtered or otherwise disposed of, under the laws of this State, because of infection with tuberculosis."

Senate Bill No. 84, being a Bill for an Act entitled, "An Act to amend Section 2 of Chapter 91 of the Twelfth Session Laws of 1911, relating to the payment of expenses of District Judges when holding court in other counties than the counties where they reside."

Senate Bill No. 89, being a Bill for an Act entitled, "An Act to amend Section 5815 of the Revised Codes of Montana, 1907, relating to liens for services of stallions, and providing a penalty for the violation of this act."

Senate Bill No. 38, being a Bill for an Act entitled, "An Act pre-

scribing the powers and duties of the State Board of Equalization in the adjustment and equalization of the assessment and taxation of property in the various counties of the State."

Senate Bill No. 43, being a Bill for an Act entitled, "An Act to amend Section 8784 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the killing of elk, Rocky Mountain Goat and Rocky Mountain sheep; and fixing the open season therefor, and providing for a closed season on elk in certain counties and parts of counties in Montana until October First, 1918, and defining the sex and age of Rocky Mountain Sheep that may lawfully be killed during the open season, and providing penalties for the violation thereof."

Senate Joint Memorial No. 3: Petition to Congress to enact such legislation as will be necessary for the construction of a system of paved highways connecting the Capital of the several States of the Union with the National Capital, and with each other, and also with the principal national Parks.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that Senate Bills numbered 13 and 14 were today reported correctly enrolled.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced by unanimous consent, without previous notice, read first and second times and referred:

Senate Bill No. 144, by Asbridge: A Bill for an Act entitled, "An Act to prohibit certain labors on Sunday and regulating other labors and prescribing penalties for the violation of the provisions of this Act," to Committee on Public Morals

Senate Bill No. 145, by Leary: A Bill for an Act entitled, "An Act to create the County of Wheatland, designate its boundaries and provide for its organization and government, and to change the boundaries of Meagher, Sweet Grass, Musselshell and Fergus Counties to conform thereto" To Committee on Apportionment and Representation.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today read first and second times and referred:

Senate Bill No. 139, by Whiteside: A Bill for an Act entitled, "An Act to authorize any Board of County Commissioners to levy a tax of one mill or less on each dollar of taxable property for the purpose of establishment and maintaining a county fair." To Committee on Fairs and Expositions.

Senate Bill No. 140, by Whiteside: An Act authorizing the Bureau of Child and Animal Protection to contract with Corporate Societies for placing homeless children in good family homes; and providing for the expense thereof." To Committee on Public Morals.

Senate Bill No. 141, by Stevens: A Bill for an Act entitled, "An Act regulating traction engines or machinery propelled or operated by gas, oil or any product of oil; prescribing the method of estimating the power or capacity thereof; requiring the same to be marked or labeled; forbidding false representations as to the capacity or power; requiring inspection by boiler inspector when requested; fixing the fees thereof, and prescribing penalties." To Committee on Public Buildings.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred.

Joint Resolution No. 3, by Burlingame: A Joint Resolution extending the thanks of the Legislative Assembly of the State of Montana, to Charles M. Russell, E. S. Paxson, Ralph De Camp. To Committee on Public Lands.

Senate Bill No 142, by Muffly: A Bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly." To Committee on Elections and Privileges.

Senate Bill No. 143, by Dearborn: A Bill for an Act to enable the State of Montana to publish an official map of the State of Montana for State, School and Publicity purposes," To Committee on Finance and Claims.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House amendments to Senate Bill No. 2 were today concurred in and the bill referred to the Enrolling Committee;

Also

That House amendments to the Senate Bill No. 23, were today concurred in and the bill referred to the Enrolling Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred Senate Bill No. 115, being a Bill for an Act entitled, "An Act to permit common carriers to carry free or at reduced rates persons and property in certain cases," today reported, recommending that the bill do pass.

That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred Senate Bill No. 96, being a Bill for an Act entitled, "An Act to amend Section 1786 of the Revised Codes, relative to the compensation and mileage of the Board of Stock Commissioners and its Secretary," today reported, recommending that the bill be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred Senate Bill No. 110, being a Bill for an Act entitled, "An Act appropriating money for the payment of a claim against the State of Montana for the loss arising from the slaughtering of a diseased animal under the provisions of sections 1841, and 1842 of the Revised Codes of Montana of 1907," today reported, recommending that the bill be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numberer 52, 75, 88, 95, 97, 98 and 29 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred Senate Bill No. 58, being a Bill for an Act entitled, "An Act to create the State Board of Entomology, to define its powers and duties, and appropriate money therefor," today reported, recommending that the same do pass with the following amendment:

Strike out the words "State Entomologist" in Section 1, and insert in lieu thereof the words "Secretary of the State Board of Health."

Add to Section 5, the following:

"That may be transmitted or carried by insects."

Strike out the word "approved" in Section 7, and insert in lieu thereof the words "subject to approval."

That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Finance and Claims, to whom was referred Senate Bill No. 41, being a Bill for an Act entitled, "An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana, for the purchase of a Fish Car for the use of said Hatcheries," today reported, recommending that the same do pass with the following amendment:

Strike out the words and figures "Fifteen Thousand Dollars (\$15,000)" wherever the same appears in said bill, and insert in lieu thereof the words and figures, "Eleven Thousand Dollars, (\$11,000)."

That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Finance and Claims, to whom was referred Senate Bill No. 116, being a Bill for an Act entitled, "An Act to provide for payment for coal confiscated by Railway companies, when consigned to others," today reported, recommending that same do pass with the following amendment:

Section 2: Any Railway Company failing to comply with any provision of this Act shall be subject to a fine of not less than \$100.00 or more than \$500.00 for each separate offense, and shall be liable to the consignee for attorney fees and costs in case suit is brought to recover payment under this act.

That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate to whom was referred business on the General File, today reported, recommending that Senate Bills Nos. 22, 112, and 113 do pass.

That Senate Bill No. 10 do pass as amended.

That Senate Bill No. 108 be re-referred to the Judiciary Committee.

That House Bill No. 65 be concurred in.

That House Bill No. 75 be concurred in.

That the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that Senate Bill No. 10 was today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open session, Senate Bills Nos. 13 and 14.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 8, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times, were today passed, title agreed to and are transmitted herewith for concurrence:

Senate Bill No. 29, being a Bill for an Act entitled, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of counties, City and Town Treasurers; providing for the payment of interest on all such moneys; and to amend Section 3003 and 3257 of the Revised Codes of Montana of 1907."

Senate Bill No. 10, being a Bill for an Act entitled, "An Act making the Board of Railroad Commissioners of the State of Montana ex-officio of public service commission for the regulation and control of certain public utilities; prescribing the manner in which such utilities shall be regulated and controlled; requiring such public utilities to furnish reasonable adequate service and facilities; prohibiting unjust and unreasonable charges for services rendered by such public Utilities; providing penalties for violation of the provisions of this act, authorizing such public service commission to appoint an expert Engineer and to employ Clerks and Assistants and making an appropriation for carrying out the provisions of this act."

Also

That House Bill No. 20 was today concurred in and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Enclosures:

S. B. No. 29.

S. B. No. 10.

H. B. No. 20.

Senate Chamber,

Helena, Montana.

February 10, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced by unanimous consent without previous notice, read first and second times and referred:

Senate Bill No. 146, by Donlan: A Bill for an Act entitled, "An Act to provide more convenient transportation for the members of the Board of Railroad Commissioners of the State of Montana and to appropriate money therefor." To Committee on Railroads and Transportation.

Senate Bill No. 147, by Edwards: A Bill for an Act entitled, "An Act further to safeguard the lives of persons engaged in the railway service by requiring the use of storm windows on locomotives, making it an offense to operate such in such want of repair as that steam escaping from the same shall obscure the view of the engineer operating it, prohibiting the use of "flangers" attached to locomotives drawing trains of cars, and requiring engineers and firemen to be able to understand and speak the English language." To Committee on Railroads and Transportation.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 10, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 109, 83, 101, 104 and 82 were today reported

correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 10, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 22, 112 and 113 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 10, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Elections and Privileges, to whom was referred Senate Bill No. 142, being a Bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Agriculture and Manufactures, to whom was referred Senate Joint Memorial No. 4, introduced by Darroch, petitioning the Congress of the United States for the enactment of legislation necessary for the establishment and maintenance of an agricultural building in the City of Washington, D. C., for the display of agricultural products, today reported, recommending that same do pass. Report adopted and bill referred to the Printing Committee.

Also

That the Committee on Public Lands, to whom was referred Senate Joint Resolution No. 3, being "A joint resolution extending the thanks of the Legislative Assembly of the State of Montana, to Charles M. Russell, E. S. Paxson and Ralph de Camp," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Fish and Game, to whom was referred Senate Bill No. 129, being a Bill for an Act entitled, "An Act authorizing the payment of the Bounty Claim of S. C. Leedy, and appropriating money from the State Bounty Fund for the payment thereof," today reported, recommending that same do pass. That the report was adopted, and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 10, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Enrolling Committee today reported Senate Bills numbered 2, 23 and 36 as being correctly enrolled.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 10, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, has informed the Senate under date of February 8th that he has approved and deposited with Secretary of State the following Senate Bills:

Senate Bill No. 13, An Act to authorize the government of the United States, the United States Commissioner of Fisheries, and its or his duly authorized agents, the right to conduct fish hatching, and all operations connected therewith, in any manner and at any time that may by them be considered necessary and proper at a United States Fish Cultural Station, to be established by the government of the United States in the State of Montana.

Senate Bill No. 14, An Act to amend Section 4655 of the Revised Codes of 1907, designating the officer before whom oaths of acknowledgment may be taken.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 10, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times, were today passed, title agreed to, and are transmitted herewith for concurrence:

Senate Bill No. 52, being a Bill for an Act entitled, "An Act to establish a Game Preserve in the Rocky Mountains, for the protection of Game Animals and birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve."

Senate Bill No. 75, being a Bill for an Act entitled, "An Act to amend Section 1014 of the Revised Codes of Montana of 1907, entitled, "An Act to provide for the repayment of moneys borrowed for the Maintenance of Public Schools," approved January 27th, 1905."

Senate Bill No. 88, being a Bill for an Act entitled, "An Act fixing and limiting the amount allowed the members of the State Board of Examiners as expenses when necessarily absent from the State Capitol in the discharge of official duties required by law."

Senate Bill No. 95, being a Bill for an Act entitled, "An Act to

amend Section 2 of Chapter 136 of Session Laws of 1911, relating to the prohibition of regulation of the issuance of reduced or free transportation by common carriers."

Senate Bill No. 97, being a Bill for an Act entitled, "An Act authorizing electors residing outside of any incorporated city or town, and more than five miles from the established polling place in the precinct in which they reside, to vote at the polling place nearest to their place of residence."

Senate Bill No. 98, being a Bill for an Act entitled, "An Act to amend Section 9258 of the Revised Codes of the State of Montana of 1907, relating to the peremptory challenges of trial jurors by the State in criminal actions."

Also

That House Bills numbered 65 and 75 having been read three several times, were today concurred in, title agreed to, and are returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Enclosing:

S. B. No. 52.
S. B. No. 75.
S. B. No. 88.
S. B. No. 95.
S. B. No. 97.
S. B. No. 98.
H. B. No. 65.
H. B. No. 75.

THIRD READING OF SENATE BILLS.

S. B. No. 55 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Powell, Blake, Brower, Burnett, Burns, Carroll, Christmas, Clark, Colilns, Conner, Cookingham, Cramer, Crippen., Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Poulsen, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—74.

Noes—None.

Absent and not voting—Blair of Ravalli, Camp, Carnal, Clay, Hough, Huddleston, Kemmis, Kirschwing, Murray, O'Neill, Phillips, and Pope—12.

Title agreed to.

Members of the Committee on Mines and Mining were excused at 4:30 P. M.

S. B. No. 56, having been read three several times was concurred in by the following vote:

Ayes: Annin, Blake, Brower, Burnett, Burns, Carnal, Christmas, Clark, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Drinkard, Durkan, Eliel, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, McClung, McNally, MacRae, Mains, Mayfield, Meadors, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Stewart, Sullivan, Sweet, Walker, Word and Mr. Speaker—62.

Noes—None.

Absent and not voting—Blair of Ravalli, Blair of Powell, Camp, Carroll, Clay, Conner, Doggett, Ellingson, Hough, Huddleston, Jewell, Jordan of Flathead, Kemmis, Lemmon, Lovelace, McMahon, Murphy, Murray, Norton, O'Neill, Pope, Spogen, Tighe, and Working—24.

Title agreed to.

On motion of Cutts, S. B. No. 57 was considered as read.

S. B. No. 57 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blake, Brower, Burnett, Burns, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McNally, MacRae, Mains, Mayfield, Meadors, Norton, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Stewart, Sullivan, Walker, Word and Mr. Speaker—65.

Noes—None.

Absent and not voting—Blair of Ravalli, Blair of Powell, Camp, Carroll, Ellingson, Hough, Huddleston, Hustead, Jewell, Jordan of Flathead, Kemmis, Lovelace, McMahon, Murphy, Murray, O'Neill, Pope, Spogen, Sweet, Tighe and Working—21.

Title agreed to.

S. B. No. 65 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blake, Brower, Burnett, Burns, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McNally, MacRae, Mayfield, Norton, Phillips, Poulsson, Prescott, Rhoades, Sickler, Smith, Stewart, Sullivan, Walker, Word and Mr. Speaker—60.

Noes—Crull, Mains, Meadors, Nye and Rowe—5.

Absent and not voting—Blair of Ravalli, Blair of Powell, Camp, Carroll, Ellingson, Graybeal, Hough, Huddleston, Hustead, Jewell, Jordan of Flathead, Kemmis, McMahon, Murphy, Murray, O'Neill, Pope, Spogen, Sweet, Tighe, and Working—21.

Title agreed to.

On motion of Cutts, the House took a recess at 4:55 P. M. until 10:00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirty-Seventh Day

Tuesday, February 11, 1913.

House met pursuant to recess at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

The Committee on Labor was excused at this time.

THIRD READING OF SENATE BILLS.

S. B. No. 66 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carroll, Christmas, Clay, Cookingham, Cramer, Crull, Cutts, Davidson, Day, Drinkard, Durkan, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Nye, Poulsson, Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—60.

Noes—None.

Absent and not voting—Blake, Burnett, Burns, Carnal, Clark, Collins, Conner, Crippen, Davis, Doggett, Eliel, Fishbaugh, Harmon, Hough, King, Lovelace, McNally, Murphy, Murray, Norton, O'Neill, Phillips, Pope Rhoades Sickler and Smith—26.

Title agreed to.

S. B. No. 70 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Christmas, Conner, Cookingham, Cramer, Crull, Davidson, Day, Drinkard, Durkan, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Norton, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—57.

Noes—None.

Absent and not voting—Blake, Burnett, Burns, Carnal, Carroll, Clark, Clay, Collins, Crippen, Cutts, Davis, Doggett, Eliel, Ezekiels, Fishbaugh, Harmon, Higgins, Hough, Kelly, King, Lemmon, McNally, Murphy, Murray, O'Neill, Pope, Sickler, Smith and Word—29.

Title agreed to.

S. B. No. 41 having been read three several times was concurred in by the following vote:

Ayes—Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Christmas, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, Mains, Meadors, Norton, Nye, Poulsson, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Tighe, Walker, Working and Mr. Speaker—55.

Noes—Conner and MacRae—2.

Absent and not voting—Annin, Blake, Burnett, Carnal, Carroll, Clark, Clay, Collins, Cutts, Drinkard, Ezekiels, Harmon, Henley, Hough, Jordan of Flathead, Kelly, King, Lemmon, McNally, Mayfield, Murphy, Murray, O'Neill, Phillips, Pope, Sickler, Smith, Sweet and Word—29.

Title agreed to.

On motion of Day S. B. No. 62 was considered read.

S. B. No. 62 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Carnal, Christmas, Clark, Conner, Cramer, Crippen, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, McClung, McMahon, MacRae, Mains, Meadors, Norton, Nye, Phillips, Poulsson, Prescott, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—57.

Noes—None.

Absent and not voting—Blake, Burnett, Burns, Camp, Carroll, Clay, Collins, Cookingham, Crull, Cutts, Graybeal, Harmon, Henley, Hough, Jewell, Johnson, Jordan of Flathead, Kelly, Lemmon, Lovelace, McNally, Mayfield, Murphy, Murray, O'Neill, Pope, Rhoades, Smith and Word—29.

Title agreed to.

On motion of Day, Sub. S. B. No. 16, was considered read.

Sub. S. B. No. 16, having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Carnal, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Day Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, McClung, McMahon, MacRae, Mains, Meadors, Norton, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—58.

Noes—None.

Absent and not voting—Blake, Burnett, Burns, Camp, Carroll, Clay, Collins, Cutts, Davis, Eliel, Ezekiels, Graybeal, Harmon, Hough, Jewell,

Kelly, Lemmon, Lovelace, McNally, Mayfield, Murphy, Murray, O'Neill, Pope Sickler, Smith, Spogen and Word—28.

Title agreed to.

Senate amendments to H. B. No. 80 were concurred on by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Huddleston, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mains, Meadors, Norton, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—61.

Noes—None.

Absent and not voting—Blake, Burns, Carroll, Clay, Collins, Cutts, Eliel, Ellingson, Ezekiels, Graybeal, Harmon, Holt, Hough, Hustead, Jewell, Kelly, Lemmon, McNally, Mayfield, Murphy, Murray, O'Neill, Pope, Smith and Word—25.

THIRD READING OF HOUSE BILLS.

On motion of Brower, H. J. R. No. 5 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jewell, Jordan, of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, McClung, McMahon, MacRae, Mains, Meadors, Norton, Nye, Phillips, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—60.

Noes—None.

Absent and not voting—Blake, Burns, Carnal, Carroll, Clay, Collins, Cutts, Durkan, Ezekiels, Harmon, Hough, Jahreiss, Johnson, Kelly, Lemmon, Lovelace, McNally, Mayfield, Murphy, Murray, O'Neill, Pope, Poulsson, Smith, Word and Working—26.

Title agreed to.

On motion of Higgins H. B. No. 69 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Higgins, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, MacRae, Mains, Meadors, Norton, Nye, Phillips, Prescott, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—61.

Noes—None.

Absent and not voting—Blake, Burns, Carroll, Clay, Collins, Cutts,

Doggett, Harmon, Hough, Jewell, Kelly, Kemmis, Lemmon, McMahon, McNally, Mayfield, Murphy, Murray, O'Neill, Pope Poulsson, Rhoades, Smith, Word and Working—25.

Title agreed to.

On motion of Day H. B. No. 123 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiel, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kiley, King, Kirschwing, Kuphal, Largey, McClung, Mains, Meadors, Norton, Nye, Prescott, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—58.

Noes—Kemmis and MacRae—2.

Absent and not voting—Blake, Burns, Carroll, Clay, Collins, Cutts, Doggett, Graybeal, Harmon, Higgins, Hough, Kelly, Lemmon, Lovelace, McMahon, McNally, Mayfield, Murphy, Murray, O'Neill, Phillips, Pope, Poulsson, Rhoades, Smith and Word—26.

Title agreed to.

On motion of Day H. B. No. 147 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Conner, Cookingham, Cramer, Crull, Davidson, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kiley, King, Kirschwing, Kuphal, Largey, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Norton, Nye, Prescott, Rhoades, Rowe, Sickler, Spogen, Sullivan, Tighe, Walker, Working and Mr. Speaker—59.

Noes—Clark—1.

Absent and not voting—Blake, Burns, Carroll, Christmas, Clay, Collins, Crippen, Cutts, Doggett, Graybeal, Hough, Kelly, Kemmis, Lemmon, Lovelace, McNally, Murphy, Murray, O'Neill, Phillips, Pope, Poulsson, Smith, Stewart, Sweet and Word—26.

Title agreed to.

On motion of Day, H. B. No. 169 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Nye, Prescott, Rhoades, Rowe, Sickler, Spogen, Sullivan, Sweet, Tighe, Walker, Word and Mr. Speaker—61.

Noes—Crull and Working—2.

Absent and not voting—Blake, Burns, Carroll, Clay, Collins, Cutts, Doggett, Harmon, Hough, Huddleston, Kelly, Lemmon, Lovelace, McNally, Murphy, Murray, Norton, O'Neill, Phillips, Pope, Poulsson, Smith and Stewart—23.

Title agreed to.

On motion of Day H. B. No. 125 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Carnal, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelece, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Norton, Nye, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—67.

Noes—None.

Absent and not voting—Blake, Burnett, Carroll, Christmas, Clay, Collins, Cutts, Harmon, Hough, Huddleston, Kelly, Lemmon, McNally, Murphy, Murray, O'Neill, Phillips, Pope and Smith—19.

Title agreed to.

On motion of Day H. B. No. 123 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carnal, Clark, Conner, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hustead, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kiley, King, Kirschwing, Largey, McClung, McMahon, Mains, Mayfield, Norton, Nye, O'Neill, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—58.

Noes—Cookingham and Kemmis—2.

Absent and not voting—Blake, Burnett, Burns, Carroll, Christmas, Clay, Collins, Cutts, Ezekiels, Harmon, Hough, Huddleston, Jahreiss, Kelly, Kuphal, Lemmon, Lovelace, McNally, MacRae, Murphy, Murray, Phillips, Pope, Smith, Word and Working—26.

Title agreed to.

On motion of Day H. B. No. 138 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Norton, Nye, O'Neill, Poulsson, Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Mr. Speaker—64.

Noes—None.

Absent and not voting—Blake, Burns, Carnal, Carroll, Clay, Collins, Crull, Cutts, Ezekiels, Harmon, Hough, Huddleston, Kelly, Lemmon, Murphy, Murray, Phillips, Pope, Rhoades, Sickler, Smith and Working—22.

Title agreed to.

On motion of Day H. J. M. No. 3 was considered as read three several times and was passed by the following vote:

Ayes—Blair of Powell, Christmas, Cramer, Crull, Day, Drinkard, Durkan, Eliel, Ezekiels, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Holt, Hustead, Jewell, Johnson, Jordan of Flathead, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mains, Meadors, Norton, O'Neill, Phillips, Rhoades, Sickler, Spogen, Stewart, Sweet, Word and Mr. Speaker—39.

Noes—Annin, Blair of Ravalli, Brower, Camp, Carnal, Clark, Collins, Conner, Cookingham, Crippen, Davidson, Davis, Doggett, Ellingson, Gleason, Henley, Heinrich, Higgins, Jahreiss, Jordan of Dawson, Kiley, Largey, McMahon, Mayfield, Poulsson, Prescott, Rowe, Sullivan, Tighe, Walker and Working—31.

Absent and not voting—Blake, Burnett, Burns, Carroll, Clay, Cutts, Hough, Huddleston, Kelly, Lemmon, McNally, Murphy, Murray, Nye, Pope and Smith—16.

Title agreed to.

On motion of Day H. J. M. No. 4 was considered as read three several times and passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Norton, Nye, O'Neill, Phillips, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—68.

Noes—None.

Excused—Day—1.

Absent and not voting—Blake, Burnett, Burns, Carroll, Clay, Cutts, Graybeal, Higgins, Hough, Huddleston, Kelly, Lemmon, McNally, Murphy, Murray, Pope, and Smith—17.

Title agreed to.

On motion of Day H. J. M. No. 1, was considered read three several times and passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Norton, Nye, O'Neill, Phillips, Poulsson, Prescott,

Rhoades, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—70.

Noes—None.

Absent and not voting—Blake, Burns, Carroll, Clay Crippen, Cutts, Hough, Huddleston, Kelly, Lemmon, McNally, Murphy, Murray, Pope, Rowe and Smith—16.

Title agreed to.

On motion of Day, the House took a recess at 12 noon until 1:30 p. m.

HOUSE RESUMED.

House met pursuant to recess at 1:30 p. m.

Mr. Speaker in the chair.

Roll called and quorum found present.

THIRD READING OF HOUSE BILLS.

On motion of Day H. B. No. 31, was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cramer, Cookingham, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kelly, Kiley, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Murphy, Murray, Norton, Phillips, Prescott, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Working—62.

Noes—Clark, Graybeal, Jewell, Jordan of Flathead, Lovelace, Meadors, Nye, Sickler and Mr. Speaker—9.

Absent and not voting—Blair of Powell, Collins, Eliel, Fishbaugh, Harmon, Hough, Johnson, Kemmis, King, Mains, O'Neill, Pope, Poulsson, Rhoades and Howe—15.

Title agreed to.

On motion of Day H. B. No. 150 was considered as read three several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Burns, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Prescott, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—73.

Noes—None.

Absent and not voting—Blair of Powell, Camp, Crippen, Eliel, Fishbaugh, Harmon, Hough, King, Mayfield, Pope, Poulsson, Rhoades and Rowe—13.

Title agreed to.

On motion of Carroll H. B. No. 96 was considered read three

several times and was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Prescott, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—73.

Noes—None.

Absent and not voting—Blair of Powell, Blake, Eliel, Ezekiels, Fishbaugh, Harmon, Higgins, Hough, King, Pope, Poulsen, Rhoades and Rowe—13.

Title agreed to.

H. B. No. 185, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murray, Nye, O'Neill, Phillips, Prescott, Sickler, Smith, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—69.

Noes—None.

Absent and not voting—Blair of Powell, Blake, Conner, Eliel, Ezekiels, Fishbaugh, Harmon, Hough, King, Murphy, Norton, Pope, Poulsen, Rhoades, Rowe, Spogen and Sweet—17.

Title agreed to.

H. B. No. 186, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Brower, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murray, Norton, Nye, O'Neill, Phillips, Poulsen, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—76.

Noes—None.

Absent and not voting—Blair of Powell, Blake, Burnett, Burns, Conner, Eliel, Hough, Mayfield, Murphy and Pope—10.

Title agreed to.

H. B. No. 188, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Brower, Burnett, Burns, Camp, Carroll, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—76.

Noes—None.

Absent and not voting—Blair of Powell, Blake, Carnal, Conner, Eliel, Hough, Jordan of Flathead, Lovelace, MacRae and Pope—10.

Title agreed to.

Mr. Speaker announced at this time that owing to the fact that the House would probably not reach that order of business this day, he would introduce a communication from his Excellency the Governor.

EXECUTIVE OFFICE,

Helena, Montana.

February 11, 1913.

The Speaker of the House of Representatives,
House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State the following House Bill:

H. B. No. 13.—An act to provide for an additional Judge for the Fourth Judicial District of the State of Montana, so that there will hereafter be three Judges in said District.

(Signed) S. V. STEWART, Governor.

H. B. No. 189, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Burns, Camp, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—79.

Noes—None.

Absent and not voting—Blair of Powell, Carnal, Eliel, Hough, Johnson, Lovelace and Pope—7.

Title agreed to.

On motion of Day, the House at this time resumed the Order of Business of the Thirty-seventh Day.

NOTICES OF BILLS.

The following notices were given:

By McClung: A bill declaring void all contracts made by common carriers and corporations and persons engaged in the transportation of persons and freight for hire or otherwise limiting their liability.

By Kirschwing: A bill to prevent blacklisting of wage workers and all other employes, or imposing conditions on the employment of such wage workers and other employes, other than as to the efficiency of such persons, and fixing penalties for the violation of this act.

By Spogen: A bill appropriating money for the payment of the claim of H. Hubber, J. L. Engdahl, William McCafferty, for losses sustained in the slaughter of certain cattle pursuant to the provisions of Section 1189 of the Revised Codes.

By Day: A bill to provide for the collection of a license tax equivalent to 5 per cent of the gross earnings of all express companies doing business in this State, to require reports from said Express Companies, to provide for examination of their books, to provide that Express Companies may be punished for any violation of this act.

By Ezekiels: A bill requiring all dealers in groceries, fruits, meats and confectionery, to keep such groceries, fruits, meats and confectionery covered and protected from filth and vermin, and providing penalties for the violation thereof.

By McNally: A bill appropriating money for the payment of salary and expenses of the State Traveling Parole Commissioner.

By Lemmon: A bill to amend section 8611 of the Revised Codes of Montana of 1907, defining the crime of arson.

By Working: A bill to amend Section 269 of the Revised Codes of 1907, of the State of Montana, relating to the duties of the State Board of Examiners in the employment of laborers in and about the State Capitol Building.

By Blair (Ravalli): A bill to amend Section 2897 of the Revised Codes of Montana, of 1907, relating to county printing.

By Camp: A bill providing for an action by any person or persons interested in real estate to determine conflicting claims to real property; providing for joinder of all persons known, claiming any right, title and interest in such property, and for the joinder of all other persons unknown, claiming any right, title and interest in the property; and providing for the service upon such unknown persons by the publication of summons and other purposes.

By Camp: A bill to provide for a lien upon real estate for taxes paid by mortgagees and other lien holders; repealing conflicting provisions and declaring an emergency.

By Rhoades: A bill to establish a system of examination for newspaper writers and editors; fixing the fees to be charged for licenses, and the disposition of the funds thus created; and providing

penalties for the violation of the provisions of this act.

REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 53, 84, 98, 171, 176, 177, 180, 210, 211, 212, 214, 215 and Substitute H. B. No. 15, and same were placed on General Orders.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

Your Committee on Affairs of Cities, having had under consideration House Bill No. 229, introduced by Norton, a bill for an act entitled, "An act defining the number of men to be employed in the operation of electric street railway cars, designating the number of men to constitute a full crew for such cars, and providing penalties for the violation of the same," report same back to the House with the recommendation that it do not pass.

Report adopted.

Also, Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 102, introduced by Mayfield, being a bill for an act entitled, "An act relating to advertising and letting of contracts by cities and towns," report same back to the House with the recommendation that it do not pass.

Report adopted.

Also, Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities having had under consideration House Bill No. 270, introduced by Stewart, being a bill for an act entitled, "An act to amend Section 3318 of the Revised Codes of the State of Montana of 1907, relating to the appointment of Park Commissioners in cities of the first and second class, and repealing all acts and parts of acts in conflict herewith," recommend the following amendments:

That in the title of the Bill the words, "A Bill for" be stricken out; and that Section 2 at the end of line 2 after the word "repeal", be amended so as to read as follows: "Except, however, that this law shall not apply to cities operating under the Commission Form of Government", and as amended, recommend that same do pass.

Report adopted.

Also, Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities having had under consideration House Bill No. 279, introduced by Drinkard, being a bill for

an act entitled, "An act to amend Section 21 of Chapter 57 of the Acts of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An act providing for a Commission Form of Government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation,'" report same back to the House with the recommendation that it do not pass.

Norton moved the adoption of the report.

Drinkard moved as a substitute that the report be not adopted.

Substitute motion lost.

Report adopted.

Also, Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 26, introduced by Camp, being a bill for an act entitled, "An act providing that the cost of paving, macadamizing or improving any street, avenues and alleys of any town or city may be paid in part by such town or city and in part by the property abutting upon said street," report same back to the House with the recommendation that it be indefinitely postponed.

Also, having had under consideration House Bill No. 44, introduced by Camp, being a bill for an act entitled, "An act to amend Section 2297 of the Revised Codes of Montana of 1907, and providing that the payment for improvements therein mentioned shall be per lineal foot of all property abutting on said improvements," report same back to the House with the recommendation that it be indefinitely postponed, owing to the fact that the same subject matter has been covered in Senate Bill introduced by Senator McKenzie.

Report adopted.

Also, Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 178, introduced by Murray, being a bill for an act entitled, "An act to amend Section 3278 of the Revised Codes of Montana of 1907 relating to the letting of contracts by cities and towns," report same back to the House with the recommendation that it do pass.

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

Your Committee on Labor, having had under consideration House Bill No. 52, introduced by Mayfield, a bill for an act providing for the submission to arbitration of differences between laborers and employes, and providing for the creation of an Arbitration Board to settle such differences, beg leave to report the same back to the House with the recommendation that the bill be indefinitely postponed.

Report adopted.

Also, Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

Your Committee on Labor, having had under consideration House Bill No. 89, introduced by Cookingham, a bill for an act entitled, "An act to fix a minimum wage for females employed in certain occupations, and providing penalties for a violation thereof," beg leave to report the same back to the House with the recommendation that the bill be indefinitely postponed.

Report adopted.

Also, Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

Your Committee on Labor, having had under consideration House Bill No. 142, introduced by Norton, a bill for an act entitled, "An act to amend Section 1728 of the Revised Codes of the State of Montana of 1907, with reference to the regulation for the protection of street car employes," beg leave to report a substitute measure entitled, "Substitute for House Bill No. 142, introduced by Norton, a bill for an act entitled, 'An Act to amend Section 1728 of the Revised Codes of the State of Montana of 1907, with reference to the regulation for the protection of street car employes,'" and recommend that said substitute bill do pass.

Report adopted.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred House Bill No. 219, introduced by Crull, a bill for an act entitled, "An act to provide for the safety of persons employed in and about coal mines and to provide for the examination of persons seeking employment as coal miners, and to prevent the employment of incompetent persons as miners, and providing for the appointment of a State Board of Examiners to examine and issue certificates to coal miners, prescribing their duties and terms of office, and providing for the salaries of members of said Board, and providing penalties for violation of this Act," having had the same under consideration beg leave to report back to the House with the recommendation that same be indefinitely postponed.

Report adopted.

Also, McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred House Bill No. 206, introduced by Spogen, a bill for an act entitled, "An act to provide for a Deputy State Coal Mine Inspector, to be under the supervision of the State Coal Mine Inspector, and defining his duties, qualifications and salary," having had same under consideration, beg leave to report and recommend that same be amended by striking out in Section 1, line 4, all of that sentence after the word "Inspector" down to and including the word "Montana" in line 7, and inserting in lieu thereof, "As now provided by law," and that as

amended same do pass.

Report adopted.

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 249, introduced by Committee on Railroads and Transportation, being a bill for an act entitled, "An act to prevent discrimination between shippers by railroads in the matter of furnishing cars to shippers; to require the State Board of Railroad Commissioners to enforce its provisions and to punish the violation of this act," having had same under consideration, beg leave to report back to the House with the recommendation that same be indefinitely postponed and that Substitute for House Bill No. 249, introduced by Committee on Railroads and Transportation, being a bill for an act, entitled, "An act to prevent the discrimination between shippers by railroads in the matter of furnishing cars to shippers; to require the State Board of Railroad Commissioners to enforce its provisions, and to punish the violation of this act," do pass.

Report adopted.

Also, Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 77, introduced by Davis, being a bill for an act entitled, "An act to require railroads to maintain more than one crossing in unincorporated cities, villages or towns of more than three hundred inhabitants," having had same under consideration, beg leave to report back to the House with the recommendation that same be indefinitely postponed and that Substitute for House Bill No. 77, introduced by Committee on Railroads and Transportation, being a bill for an act entitled, "An act to require railroads to maintain more than one crossing where highways or streets intersect said railroads in unincorporated cities, villages and town of more than three hundred inhabitants, and to provide crossings over public highways in certain instances in the country districts; and to compel the Board of Railroad Commissioners of the State of Montana to see that the provisions of this Act are enforced, and to punish railroads for any violation of this Act," do pass.

Report adopted.

Clay, Gleason, McNally, Crull, Kemmis, Brower, Glenn, Fishbaugh and Spogen from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

Your Committee on New Counties and Divisions, to whom was referred Senate Bill No. 48, introduced by Edwards, a bill for an act entitled, "An act to create the County of Wibaux, to define its boundaries, to provide for its organization and government, and to alter the boundaries of the Counties of Dawson and Custer to conform to the

boundaries of the County of Wibaux," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in as amended. Said amendments being as follows:

Amend on page 2, lines 25, 26, 27 and 28, by striking out the following: "Intersection with the line of the Yellowstone River; thence along the line of said river to its intersection with the north township line of Township 19 north, range 58 east; thence east along said township line," and insert in lieu thereof the following: "To the northwest corner of Section 6, Township 18 North, Range 58 East, thence East."

Amend Section 12, line 132 by striking out the letter "H" and substitute in lieu thereof the letter "A."

Amend Section 14, lines 172 and 173, by striking out the words "the first day of February A. D. 1913," and substitute in lieu thereof, the words "its passage and approval."

McNally moved the adoption of the report.

MINORITY REPORT.

Holt, Hustead and Kelly from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

We, a minority of your Committee on New Counties and Divisions, to whom was referred Senate Bill No. 48, introduced by Edwards, a bill for an act entitled, "An act to create the County of Wibaux, to define its boundaries, to provide for its organization and government, and to alter the boundaries of the Counties of Dawson and Custer to conform to the boundaries of the County of Wibaux," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it be not concurred in, for the following reasons:

1st. The Attorney General of the State of Montana has rendered an opinion in effect that this bill will be contrary to provisions of the Constitution of the State of Montana. The Supreme Court of Montana in case commonly called the Lincoln County case has in our opinion, decided the question and the language used by the Court is so strong that it cannot be misunderstood. We quote the following:

"That the framers of our Constitution intended that counties should be created only by general laws of uniform operation is to my mind quite plain. The Constitution forbids the location of a county seat by special act of legislation—it impliedly forbids the creation of a new county by that species of legislation."

2nd. Even though the act would be constitutional, the evidence is so conflicting that we are unable to see where the proponents of the measure have proven that ninety per cent of the people within the boundaries desire the new county. The chief petition filed in this case is typewritten and we have not sufficient evidence that the petition was properly signed.

3rd. We believe that this is unjust legislation and unfair to the people of the State, because we maintain that the members of this Legislature are not in a position to decide the merits of the proposition with which they are unfamiliar.

Holt moved the adoption of the Minority Report.

Day moved that the consideration of the reports of the Committee on New Counties be postponed until all of the measures provided for in the resolution of Representative Cutts, adopted February 7th, have passed through the General Orders of the House, and that they remain then subject to be called up as a Special Order at the request of any members.

Upon roll call the motion offered by Day was carried by the following votes:

Ayes—Annin, Blair of Ravalli, Burnett, Burns, Camp, Carroll, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Fisher, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hustead, Jewell, Jordan of Flathead, Kelly, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, O'Neill, Phillips, Prescott, Rhoades, Sickler, Smith, Walker and Word—47.

Noes—Blake, Brower, Carnal, Clark, Clay, Crull, Doggett, Eliel, Ezekiels, Gleason, Glenn, Harmon, Huddleston, Jahreiss, Johnson of Dawson, Kemmis, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Norton, Poulsson, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Working and Mr. Speaker—35.

Absent and not voting—Blair of Powell, Fishbaugh, Hough and Pope—4.

Holt moved for a reconsideration.

Day moved to lay this motion upon the table.

Motion to table prevailed.

Clay, Gleason, McNally, Brower, Spogen, Crull, Kemmis, Glenn and Fishbaugh from the Committee on New Counties and Divisions, reported as follows:

Mr. Speaker:

Your Committee on New Counties and Divisions, to whom was referred Senate Bill No. 47, introduced by Survant, a bill for an act entitled, "An act to create the county of Phillips, define its boundaries and provide for its organization, and to change the boundaries of Blaine and Valley Counties to conform thereto," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it be concurred in as amended. Said amendments being as follows:

In Section 3, line 17, by inserting the words "fifteenth day of April" in lieu of the words, "first day of March."

In line 21, by inserting the words "fifteenth day of April" in lieu of the words "first day of March."

Line 31, by inserting the words "twenty-fifth day of April" in lieu of the words and figures "17th day of March."

Section 4, line 35, by inserting the words "fifteenth day of April"

in lieu of the words "first day of March."

Line 39 by inserting the words "fifteenth day of April" in lieu of the words "first day of March."

Line 49, by inserting the words "second day of May" in lieu of the figures and words "24th day of March."

Section 16 by inserting the word and figures, "April 15th" in lieu of the word and figures "March 1."

Amend said bill by striking out the word "Phillips" in each place where it appears in the body and title of the bill and by inserting in lieu thereof the word "Clay."

MINORITY REPORT.

Holt, Hustead and Kelly from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

We, a minority of your Committee on New Counties and Divisions, to whom was referred Senate Bill No. 47, introduced by Survant, a bill for an act entitled, "An act to create the County of Phillips, define its boundaries and provide for its organization and to change the boundaries of Blaine and Valley Counties to conform thereto," having had said bill under consideration, beg leave to report the same back to the House with recommendation that it be not concurred in for the following reasons:

1st. The Attorney General of the State of Montana has rendered an opinion in effect that this bill will be contrary to provisions of the Constitution of the State of Montana. The Supreme Court of Montana in the case commonly called the Lincoln County case, has in our opinion, decided the question and the language used by the Court is so strong that it cannot be misunderstood. We quote the following:

"That the framers of our Constitution intended that counties should be created only by general laws of uniform operation is to my mind quite plain. The Constitution forbids the location of a county seat by special legislation—it impliedly forbids the creation of a new county by that species of legislation."

2nd. We received more or less evidence pro and con and the same is conflicting. Certain parties have made statements which have been combatted with other statements taking entirely different stands.

3rd. We believe that this is unjust legislation and unfair to the people of the State, because we maintain that the members of this Legislature are not in a position to decide the merits of a proposition with which they are unfamiliar.

On motion of Day, the same action was taken with this report as taken in consideration of the report concerning S. B. No. 48.

Graybeal from the Committee on State Institutions, Public Buildings and Grounds, reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds

to whom was referred House Bill No. 260, a bill for an act entitled, "An act to amend Section 3997 of the Revised Codes of Montana relating to a change of name of the State Reform School," having had same under due consideration, beg leave to report back to the House with the recommendation that the bill be indefinitely postponed.

Report adopted.

Also, Graybeal from the Committee on State Institutions, Public Buildings and Grounds, reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds to whom was referred House Bill No. 285, a bill for an act entitled, "An act to provide a fixed income for the State Educational Institutions, by making a levy of one mill upon all taxable property, and providing that said levy shall be submitted to a vote of the people at the next general election."

Also, House Bill No. 203, a bill for an act entitled, "An act for the submission to the qualified electors of the State of Montana of an amendment to Article XII of the Constitution of the State of Montana provide for the permanent support and improvement of the University of Montana, and the State Institutions of higher education, and for the aid of secondary and primary schools within the State."

Having had both above named bills under due consideration, beg leave to report that same be indefinitely postponed, and that a substitute measure, drafted in lieu of House Bill No. 285 and House Bill No. 203, entitled, Substitute Bill No. 285, introduced by Committee on State Institutions, Public Buildings and Grounds, a bill for an act entitled, "An act for the submission to the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions," recommend that Substitute Bill do pass.

Report adopted.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bills Nos. 20, 65 and 75, beg leave to report same back as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 20, a bill for an act entitled, "An act to provide for a maximum rate of interest on loans of money, providing a penalty for violation thereof; and to amend Section 5212, Revised Codes of Montana of 1907."

Also, H. B. No. 65, a bill for an act entitled, "An act to amend Section 1500, Revised Codes of Montana, 1907, defining the term "Communicable Disease."

Also, H. B. No. 75, a bill for an act entitled, "An act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape and increasing the age of consent of females," and signed same in the presence of the House.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker.

Your Committee on Appropriations after having had under consideration the following bills, beg leave to report back to the House with the recommendation that they do pass.

House Bill No. 254, introduced by the Appropriation Committee, a bill for an act entitled, "An act appropriating the sum of Forty-eight Dollars Thirty (\$48.30) Cents in payment of a deficiency claim for transportation of State Militia,"

House Bill No. 255, introduced by the Appropriation Committee, a bill for an act entitled, "An act appropriating Fifty Dollars (\$50.00) to the Thos. Cruse Savings Bank for refund on account of overpayment to the State Examiners Fund in the year 1910."

House Bill No. 256, introduced by the Appropriation Committee, a bill for an act entitled, "An act appropriating Two Thousand Twenty-four Dollars (\$2024.15) Fifteen Cents for the payment of the deficiency claim of Montana, Wyoming and Southern Railway Company."

House Bill No. 257, introduced by the Appropriation Committee, a bill for an act entitled, "An act appropriating Twelve (\$12.00) Dollars for the payment of deficiency claim of Herman Hanson."

House Bill No. 258, introduced by the Appropriation Committee, a bill for an act entitled, "An act appropriating money for the deficiency claims of certain persons for service rendered and supplies furnished which claims were approved by State Board of Examiners."

House Bill No. 259, introduced by the Appropriation Committee, a bill for an act entitled, "An act appropriating Twenty dollars (\$20.00) for the relief of J. Eeraerts for a cow killed by the State Veterinarian in error."

Report adopted.

Also, McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred House Bill No. 286, introduced by McNally, a bill for an act entitled, "An act to appropriate money for the payment of the claim of J. C. Lowney for services rendered as a member of the Commission to draft the Workingmen's Compensation Act," beg leave to report back to the House with the recommendation that the bill do pass.

Report adopted.

Cutts moved that the Special Committee appointed under the resolution of February 7th by Cutts, be instructed to investigate the condition of the various measures mentioned and that they report thereon at the next legislative day.

Motion prevailed.

Sickler moved that Mr. Speaker revert to the Second Order of Business. Motion prevailed.

NOTICES OF BILLS.

The following Notice was given:

By Sickler: An act to amend Section 3003 of the Revised Codes of Montana of 1907, providing for the deposit and control of all public moneys in the possession of and under the control of public officers, and providing for the payment of interest on all deposits of public money.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Norton: H. B. No. 306. A bill for an act entitled, "An act to amend Section 1728 of the Revised Codes of the State of Montana of 1907, with reference to the regulation for the protection of street car employees."

By Committee on Railroads and Transportation: H. B. No. 307. A bill for an act entitled, "An act to prevent discrimination between shippers by railroads in the matter of furnishing cars to shippers; to require the State Board of Railroad Commissioners to enforce its provisions, and to punish the violation of this act."

By Committee on Railroads and Transportation: H. B. No. 308. A bill for an act, entitled, "An act to require railroads to maintain more than one crossing where highways or streets intersect said railroads in unincorporated cities, villages and town of more than three hundred (300) inhabitants, and to provide crossings over public highways in certain instances in the county districts; and to compel the Board of Railroad Commissioners of the State of Montana to see that the provisions of this act are enforced and to punish railroads for any violation of this Act."

By Committee on State Institutions, Public Buildings and Grounds: H. B. No. 309. A bill for an act entitled, "An act for the submission to the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions."

By Harmon: H. B. No. 310. A bill for an act entitled, "An act to amend Section 110 and 111 of Revised Codes of Montana of 1907, relating to form of ballot to be prepared and voted when initiative and referendum measures are to be submitted to the voters."

By Gould: H. B. No. 311. A bill for an act to amend Chapter 61, Session Laws of the Twelfth Legislative Assembly of the State of Montana, same being 'An act to amend Section 2773 of the Revised Codes of the State of Montana of 1907, relating to licenses."

By Brower: H. B. No. 312. A bill for an act entitled, "An act to provide for the deposit and control of all public moneys in the possession of and under the control of County, City and Town Treasurers, amend Section 3003 and 3257 of the Revised Codes of Montana of 1907." providing for the payment of interest on all such moneys; and to creating a Board of Park Commissioners as a Department of City Government in cities of the first class, defining its powers and duties, fixing the term of office of commissioners and providing for their elec-

tion, and repealing Sections 3318, 3319, 3320, 3321, 3322, 3323 and 3324 of the Revised Codes of Montana of 1907."

By Mayfield: H. B. No. 314. A bill for an act entitled, "An act to provide for the employment of convicts confined under sentence in the State Prison and in county and city jails."

By Poulsson: H. B. No. 315. A bill for an act entitled, "An act to amend Section 1431 of the Revised Codes of Montana of 1907, relating to motor vehicles."

By Nye: H. B. No. 316. A bill for an act entitled, "An act requiring all railroad companies engaged in the transportation of livestock to provide a sleeping coach for the accommodation of shippers when the train consists of five or more carloads of livestock."

By Gould: H. B. No. 317. A bill for an act entitled, "An act to appropriate money for the construction and furnishing of a hospital and other buildings and improvements and repair of old buildings and improvements at the State Orphans' Home at Twin Bridges, Montana."

By Lovelace: H. B. No. 318. A bill for an act entitled, "An act to prevent the issuing or transfer by any person other than a warehouseman or person controlling a place for storing of goods, of any paper in similitude of a warehouse receipt, and prescribing punishment therefor."

By Kelly: H. B. No. 319. A bill for an act entitled, "An act making an appropriation for the payment of warrants issued by the State Arid Land Grant Commission and for open accounts shown on the ledger of said commission, and providing for the payment thereof."

By Sullivan: H. B. No. 320. A bill for an act entitled, "An act to appropriate money to pay bounty claim of K. W. Hale."

By Spogen: H. B. No. 321. A bill for an act entitled, "An act to enable the council of cities or towns to change the boundary lines of said cities or towns by the disannexation of territory."

By Jewell: H. B. No. 322. A bill for an act entitled, "An act to amend Sections 6659 and 6687 of the Revised Codes of Montana of 1907, and to provide for the pro-rating of all attachments levied within ten days, and for notice of attachment by posting."

By McNally: H. B. No. 323. A bill for an act entitled, "An act appropriating money for the salary and expenses of the State Traveling Parole Commissioner."

By Lovelace: H. B. No. 324. A bill for an act entitled, "An act appropriating moneys in the general fund for the purpose of reimbursing owners of dairy cattle slaughtered under the provisions of Chapter 146, Laws of Montana, 1911, and providing for the manner of presenting and form of claims against the State for such reimbursement."

By MacRae: H. J. M. No. 6. Petition to Congress to permit, through such legislation as may be necessary, the use of automobiles in Yellowstone National Park.

READING OF SENATE BILLS.

S. B. No. 89, read first and second times by title only and referred to Committee on Agriculture.

S. B. No. 84, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 68, read first and second times by title only and referred to Committee on Public Utilities and State Commissions.

S. B. No. 38, read first and second times by title only and referred to Committee on Public Utilities and State Commissions.

S. B. No. 43, read first and second times by title only and referred to Committee on Fish and Game.

Sub. for S. B. No. 73, read first and second times by title only and referred to Committee on Dairying.

S. J. M. No. 3, read first and second times by title only and referred to Committee on Federal Relations.

S. B. No. 52, read first and second times by title only and referred to Committee on Fish and Game.

S. B. No. 29, read first and second times by title only and referred to Committee on Banks and Banking.

S. B. No. 10, read first and second times at length and referred to Committee on Public Utilities and State Commissions.

On motion of Cutts, the Committee on Public Utilities and State Commissions was instructed to report on S. B. No. 10 not later than Thursday, February 13, 1913.

S. B. No. 97, read first and second times by title only and referred to Committee on Townships and counties.

S. B. No. 98, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 88, read first and second times by title only and referred to Committee on State Boards and Officers.

S. B. No. 95, read first and second times by title only and referred to Committee on Railroads and Transportation.

S. B. No. 75, read first and second times by title only and referred to Committee on Education.

S. B. No. 61, read first and second times by title only and referred to Committee on Railroads and Transportation.

The Committee on Corporations Other than Municipal was excused to attend a meeting set for 4:00 p. m.

READING OF HOUSE BILLS.

H. B. No. 306, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 307, read first and second time by title only and referred to Committee on Printing.

H. B. No. 308, read first and second times by title only and referred to Committee on Printing.

H. B. No. 309, read first and second times by title only and referred to Committee on Printing.

H. B. No. 310, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 311, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 312, read first and second times by title only and referred to Committee on Banks and Banking.

H. B. No. 313, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 314, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 315, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 316, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 317, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 318, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 319, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 320, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 321, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 322, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 323, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 324, read first and second times at length and referred to Committee on Appropriations.

H. J. M. No. 6, read first and second times at length and referred to Committee on Federal Relations.

Day offered the following resolution:

Resolved, That when the House do adjourn, it adjourn until tomorrow morning at 10 o'clock a. m., and that in honor of the anniversary of the birthday of Abraham Lincoln, the hour of 12 o'clock noon be set apart for appropriate exercises; that the Speaker be authorized to invite some member of the House read at that time Lincoln's Gettysburg address; that an invitation be extended to the Governor and other State Officers to attend, and that the exercises be under the direction of the Speaker and the Committee on Rules.

Resolution adopted.

Cutts moved that whenever any of the seven measures embodied in the Resolution of February 7, are reported as correctly printed, the clerk be instructed to place such bill at the head of the calendar for the first consideration on general orders.

Motion prevailed.

On motion of Cutts, the House adjourned at 4:20 p. m. to meet tomorrow at 10:00 a. m.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirty-Eighth Day

Wednesday, February 12, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-seventh day and find same to be correct.

Report adopted.

On motion of Word, the House delayed the consideration of General Orders for the purpose of receiving the following reports:

REPORTS OF STANDING COMMITTEES.

Stewart from the Committee on Public Utilities and State Commissions reported as follows: -

Mr. Speaker:

We, your Committee on Public Utilities and State Commissions, having had under consideration Senate Bill No. 68, introduced by Donlan, being a bill for an act entitled, "An act to amend Section 2973 of the Revised Codes respecting classification of Counties; also restricting the number of County Offices, and we your Committee recommend that the House do not concur in said Senate Bill No. 68.

Report adopted.

Also, Stewart from the Committee on Public Utilities and State Commissions reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities and State Commissions, having had under consideration Senate Bill No. 10, introduced by Byrnes, being an act entitled, "An act making the Board of Railroad Commissioners of the State of Montana Ex-Officio a Public Service Commission for the regulation and control of certain public utilities, prescribing the manner in which such Public Utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for services rendered by such Public Utilities, providing penalties for violation of the provisions of this act, authorizing such public service commission to appoint an expert engineer and to employ clerks and assistants and making an appropriation for carrying out the provisions of this act."

House Bill No. 118, introduced by Word, being a bill for an act entitled, "An act to define and regulate public utilities," and we recommend to the House of Representatives that said Senate Bill No. 10 and said House Bill No. 118 be placed upon General Orders.

Report adopted.

Rhodes from the Committee on Corporations other than Municipal reported as follows:

Mr. Speaker:

We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 143, introduced by Blake, being a bill for an act entitled, "An act creating the office of Investment Commissioner, and giving such official certain powers in relation to investment companies for the protection of investors, including the power to license the sale by such companies to the public of lands of a certain character and securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business, methods, and affairs of any investment company whose securities or lands shall be offered for sale to the public; and providing penalties for the violation of this act," do hereby recommend that the same be indefinitely postponed, and that substitute for House Bill No. 143, introduced by the Committee, being a bill for an act entitled, "An act creating the office of Investment Commissioner, and giving such official certain powers in relation to Investment Companies and Stock Brokers for the protection of investors, including the power to license the sale by such Companies and Stock Brokers to the public of securities; defining investment companies and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business, methods and affairs of any Investment Company whose securities shall be offered for sale to the public; defining stock brokers and providing for the regulation of their business as such, and providing penalties for the violation of this act," do pass.

Report adopted.

On motion of McNally, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Cutts in the chair.

House resumed.

Mr. Speaker in the chair.

Cutts from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred H. B. No. 78, being a bill for an act entitled, "An act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected," having had same under consideration, report same back to the House with the recommendation that same do pass as amended.

Also having had under consideration House Bill No. 36, a bill for an act to enact a General Highway law, with an appropriation to carry

out its provisions; and repealing Sections 1337, 1338, 1340, 1341, 1344, 1346, 1345, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1372, 1390, 1392, 1393, 1394, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1438, 1439, 440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes, and also repealing that certain act approved March 11, 1909, entitled, "An act to provide for the permanent improvement of main highways by extension of county aid for such purpose, to provide the manner of petitioning for such improvements, for the levying of assessments upon lands benefitted thereby for the payment of a part of the cost thereof," report progress and ask leave to have same referred again at 2:00 p. m. for further consideration.

Also, having had under consideration S. B. No. 31, a bill for an act entitled, "An act to amend Section 6121 of the Revised Codes of Montana (1907) relating to Injunctions," report same back to the House with the recommendation that same be concurred in.

Also, having had under consideration S. B. No. 20, a bill for an act entitled, "An act to provide for a maximum rate of interest on loans of money, providing a penalty for violation thereof; and to amend Section 5212, Revised Codes of Montana, 1907," report same back to the House with the recommendation that same be concurred in as amended.

Also, having had under consideration S. B. No. 54, a bill for an act entitled, "An act to amend Sections 1639, 1640, 1642, 1643, 1644, 1647, 1648, 1649, 1650, 1651, 1652, 1655, 1656, 1657, 1659, 8444, of the Revised Codes of 1907, and to amend Section 1641 of said Codes as the same was amended by Chapter 10 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana and to repeal Sections 1658 and 8468 of said Codes all relating to the inspection and operation of steam boilers within the State of Montana, and including the examination and licensing of engineers therefor," report same back to the House with the recommendation that same be concurred in.

Report of the Committee of the Whole adopted.

On motion of Holt, the House took a recess at 11:50 a. m. until the call of the Speaker.

HOUSE RESUMED.

Mr. Speaker in the chair.

The following program was rendered:

MEMORIAL SERVICES.

HOUSE OF REPRESENTATIVES.

Lincoln's Birthday, February 12, 1913.

"STAR SPANGLED BANNER"—Quartette.

PRAYER—Rev. H. Gordon Bennett.

LINCOLN'S GETTYSBURG ADDRESS—Rev. Joseph Pope.

ANTHEM—Quartette.

ADDRESS—Hon. E. C. Day.

AMERICA—House, led by Bill Pruitt.

BENEDICTION—Rev. Stanley, Chaplain of House.

On motion of Day, the House took a recess at 12:30 P. M. until 2:00 P. M.

AFTERNOON SESSION.

House resumed at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

On motion of Cutts, debate on any section of a bill in General Orders was limited to five minutes.

On motion of McNally, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

McNally in the chair.

House resumed.

Mr. Speaker in the chair.

McNally from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 36, beg leave to report progress and ask leave to sit again.

Report of the Committee of the Whole adopted.

On motion of Holt, the House adjourned at 4:20 P. M. until 10:00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Thirty-Ninth Day

Thursray, February 13, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-eighth day and find same to be correct.

Report adopted.

NOTICES OF BILLS.

The following notices were given:

By Cutts: An Act to provide for the protection of the lives of the employes in certain hazardous industries.

By Burnett: An Act defining and regulating theaters, providing for aisles therein and prescribing the means of ingress and egress therefrom.

By Brower: An Act to repeal Chapter 135 of the Twelfth Session Laws, relating to the designation of temporary county seats, and for the location for temporary county seats in new counties or in counties created by Legislative Enactment thereafter.

By Brower: An Act to amend Section 7083 of the Revised Codes of Montana of 1907 relating to Justices Courts and 'who entitled to costs.'

By Fisher: An Act to permit taxidermists to sell within the State of Montana any and all mounted and preserved dead bodies of any of the birds and animals, or any part thereof, mentioned in the Game Laws of this State, which have been mounted and preserved by said taxidermists, and to ship and sell the same without the State of Montana, when the owners of said bodies or parts thereof have failed, refused or neglected to pay for said mounting and preservation, and after said taxidermists have made written reports thereof to said Game Warden, as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict herewith.

By Husted: An Act to purchase additional land for the State Orphans' Home at Twin Bridges, Montana.

By Pope: An Act to prevent boys under the age of eighteen years from being in or about pool rooms, billiard halls, cigar stores, and other places where games are played, to restrict certain games in pool rooms, billiard halls and bowling alleys, and to punish violations of this act.

By Day: An Act to provide for library extension through the establishment and maintenance of county free libraries and the creation of a State Board of Library Commissioners; and to repeal Sections 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1033 and 1035, Revised Codes of 1907.

REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following as correctly printed: Substitute House Bill No. 45, House Bills Nos. 62, 107, 116, 136, 159, 154, 155, 160, 170, 175, 205, 213, 216, 218, 224, 225, 230, 231, 232, 234 and amendments to H. B. No. 129, and same were placed on General Orders.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment to whom was referred House Bills, Nos. 66, 101, 113, 181, 183, 184, 187, 190, 193 and Substitute for House Bill No. 124, beg leave to report same back to the House as correctly engrossed, and same were placed on Third reading.

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education to whom was referred House Bill No. 266, having had same under consideration, a Bill for an Act entitled, "An Act to exempt from registration the voters in school dis-

tricts having a population of less than eight thousand people and to restrict the duties of county clerks in relation to such school districts," recommend that same be indefinitely postponed.

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 1, introduced by Murphy, being a Bill for an Act entitled, "An Act relating to compensation of injured workmen in our industries, and the compensation to their dependents where such injuries result in death, creating an industrial Insurance Department, making an appropriation for its administration, providing for the creation and disbursement of funds for the compensation and care of workmen injured in hazardous employment, providing penalties for the non-observance of regulations for the prevention of such injuries and for violation of its provisions, asserting and exercising the police power in such cases, and except in certain specified cases, abolishing the doctrine of negligence as a ground for recovery of damages against employers, and depriving the courts of jurisdiction of such controversies," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Cutts moved that H. B. No. 1 be at this time considered as properly printed and made a Special Order for 10:00 A. M. tomorrow, February 14, 1913.

Day moved as a substitute that H. B. No. 1 be printed in the regular way and be made a Special Order for 10:00 A. M. Monday, February 17, 1913.

Substitute motion prevailed.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred House Bill No. 191, beg leave to report same back to the House as correctly engrossed, and same was placed on Third Reading.

Lemmon from the Committee on Privileges and Elections reported as follows:

Mr. Speaker:

Your Committee on Privileges and Elections to whom was referred House Bill No. 239, introduced by O'Neill, a Bill for an Act entitled, "An Act to prevent Boards of County Commissioners from ordering a Bond Election to be held in the winter time," having had same under consideration, beg leave to report back to the house with the recommendation that same do pass.

Report adopted.

Kirschwing from the Committee on Insurance reported as follows:

Mr. Speaker:

Your Committee on Insurance to whom was referred House Bill No. 277, introduced by Carnal, a Bill for an act entitled, "An Act establishing a Hail Insurance Department and making the State Auditor

the Commissioner of Hail Insurance; prescribing the rules, regulations and duties of officers and persons connected therewith; prescribing how premiums, expense and indemnity for losses by hail shall be paid," having had the said bill under consideration, beg leave to report the same back to the House with recommendation that it do not pass.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 192, introduced by Kirschwing, a bill for an act entitled, "An act to impose a license tax on each and every person, corporation or association doing business in the State of Montana, as a mining company, owning mines or mining claims, or both, including any quartz vein, lode placer, or rock in place, containing or bearing copper, lead or zinc, or all of the aforesaid minerals and providing penalties for the violation thereof," after having heard extended arguments, and after deliberating duly were unable to arrive at a conclusion. Upon a motion to recommend the bill do not pass, the vote of your committee stood as follows:

Ayes—Day Eliel, Carnal, Norton, Stewart, Working and Walker.

Noes—Crippen, Glenn, Collins, Kemmis, Jewell, Higgins and Rhoades; Crull being absent.

We therefore refer the bill back to the House without recommendation.

Walker moved the adoption of the report.

Crippen moved as a substitute that H. B. No. 192 be printed and placed on General Orders.

Norton moved as a substitute for all pending motions that further consideration on H. B. No. 192 be indefinitely postponed.

Burnett moved the previous question.

Motion prevailed.

Substitute motion of Norton lost by the following vote:

Ayes—Blake, Burns, Carnal, Carroll, Clay, Cutts, Day, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Johnson, Kelly, Kiley, Largey, Lemmon, McMahon, McNally, Murphy, Norton, O'Neill, Spogen, Sweet, Walker and Word—27.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Hoyt, Jewell, Jordan of Flathead, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mains, Mayfield, Meadors, Murray, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Stewart, Tighe, Working and Mr. Speaker—55

Absent and not voting—Davidson, Hough, Jordan of Dawson and Sullivan—4.

Motion of Crippen prevailed.

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 262, introduced by Lovelace, being a bill for an act entitled, "An act to regulate common carriers, and to provide for certain appliances, rules and regulations looking to the safety of the traveling public and employes upon railroad or railway trains; to provide for the inspection of tracks, swithces, ties, road-bed, bridges, culverts, right of way, tunnels and all structures with a view of determining their safety; to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise), the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or unloading tracks, and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana certain powers in relation to all the foregoing, giving the District Court the power to enforce the ruling of the Commission; giving both parties the right of trial by jury and appeals, and providing a penalty for the violation of this Act," having had same under consideration report back to the House with the recommendation that same be indefinitely postponed, and that Substitute House Bill No. 262, introduced by Lovelace, being a bill for an act entitled, "An act to regulate common carriers, and to provide for certain rules and regulations looking to the safety and convenience of the traveling public and shippers upon railroad or railway trains; to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise), the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint fereight rates; to compel the construction or extension of public loading or unloading tracks; and stock yards, stock chutes, or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana, certain powers in relation to all the foregoing, giving the District Court the power to enforce the rulings of the Commission. Giving both parties the right of trial by jury and appeals, and providing a penalty for the violation of this Act," do pass.

Report adopted.

Fisher from the Committee on Fairs and Expositions reported as follows:

Mr. Speaker:

Your Committee on Fairs and Expositions to whom was referred House Bill No. 165, introduced by Mains, beg leave to report as follows:

That after having under consideration House Bill No. 166, introduced by Mains, a bill for an act entitled, "An act to remove the Mon-

tana State Fair from its present location, and to fix its location at the City of Great Falls; to provide for the purchase of a site and the improvement thereof, and to appropriate money to carry this act into effect," and owing to the importance of the measure a meeting has been set for Tuesday at 4:00 P. M. for a public hearing, so that persons who are interested throughout the State may have an opportunity to appear before the Committee.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 300, a bill for an act entitled, "An act to regulate the sale of illuminating oil, coal oil, kerosene and gasoline, and requiring that the same shall conform to a certain standard, and providing a penalty for a violation of the Provisions," having had same under due consideration, beg leave to report back to the House with recommendations that same do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred Senate Bill No. 97, a bill for an act entitled, "An act authorizing electors residing outside of any incorporated city or town, and more than five miles from the established polling place in the precinct in which they reside, to vote at the polling place nearest to their place of residence," having had same under due consideration, beg leave to report back to the House with the recommendation that Senate Bill No. 97 be concurred in.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 293, a bill for an act entitled, "An act to amend Section 2864 Revised Codes of 1907, relating to the transcribing, comparing and certifying of county records," having had same under due consideration, beg leave to report back to the House with the recommendation that House Bill No. 293 be indefinitely postponed.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 296, a bill for an act entitled, "An act to amend Section 2861 of the Revised Codes of Montana of 1907, relating to the

issuance of retail liquor dealers' licenses," having had same under due consideration, beg leave to report back to the House that bill do pass.

Report adopted.

Rhoades from the Committee on Corporations other than Municipal reported as follows:

Mr. Speaker:

We, your Committee on Corporation other than Municipal, having had under consideration House Bill No. 243, entitled a bill for an act entitled, "An act to regulate the exchange of business between telephone lines and declaring such lines to be common carriers and fixing penalties for violations of this act," do hereby return the said bill without recommendation except that same be printed.

Also

Rhoades from the Committee on Corporations other than Municipal reported as follows:

Mr. Speaker:

We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 201, introduced by Jewell, being a bill for an act entitled, "An act to amend Chapter VIII of Part I, Title VII, of the Revised Codes of Montana of 1907, relating to conspiracy and trusts, and the punishment therefor, by repealing the present Sections 8285 and 8289 thereof, and by adding a new Section, to be known as Section 8285, prohibiting the formation of trusts, combinations in restraint of trade and monopolies, and prescribing the punishment for violations of said new section," do hereby recommend that same do pass.

Report adopted.

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration Senate Bill No. 52, introduced by Larson, being a bill for an act entitled, "An act to establish a Game Preserve, in the Rocky Mountains for the protection of game animals and birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve," beg leave to recommend the same for concurrence.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration Senate Bill No. 43, introduced by Groff, being a bill for an act entitled, "An act to amend Section 8784 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the killing of Elk, Rocky Mountain Goat and Rocky Mountain Sheep, and fixing the open season therefor and providing for a closed season on Elk in certain counties and parts of counties in Montana until October first, 1918, and defining the sex and age of

Rocky Mountain Sheep that may be lawfully killed during the open season and providing penalties for the violation thereof," beg leave to recommend the same for concurrence.

Report accepted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration House Bill No. 301, introduced by Davidson, being a bill for an act entitled, "An Act to amend Section 8787 of the Revised Codes of Montana of 1907 as amended by Chapter 81 of the Session Laws of 1909 relating to the open season on Grouse, Prairie Chickens, Fool Hens, Sage Hens, Pheasants and Partridges and fixing the maximum number of each that may be killed in one day by any one person during the open season, and providing penalties for the violations thereof," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

O'Neill from the Committee on Mileage and Per Diem reported as follows:

Mr. Speaker:

We, your Committee on Mileage and Per Diem, beg leave to report as follows:

We find the new member of the House of Representatives is entitled to Mileage as follows:

Big Horn County—F. M. Heinrich, Lodge Grass, 352 miles. Amount \$70.40.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 274, introduced by Ellingson, a bill for an act entitled, "An act to prohibit the running of saloons in rooms where other business is carried on or in rooms connected therewith and prescribing penalties for violation thereof," having had same under due consideration, beg leave to report back to the House with the recommendation that House Bill No. 274 be indefinitely postponed, and that a substitute measure, entitled Substitute House Bill No. 274, introduced by Ellingson, A bill for an act entitled, "An act to prohibit the sale of liquor by the glass or drink in a place where other business is carried on, and providing penalties for the violation thereof," be recommended for passage in lieu thereof.

Report adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bills Nos. 80 and 78, beg leave to report the same back to the

House as correctly engrossed, and same were placed on Third reading.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 139, 172 and Substitute for H. B. No. 74, and Substitute for House Bills Nos. 92 and 99, and same were placed on General Orders.

Mr. Speaker at this time announced the following appointments on the Steering Committee:

PRESCOTT,
LEMMON,
SPOGEN,
ELIEL,
CARNAL.

No objection being offered, McNally, Jordan of Dawson and Gould were granted permission to give the following Notices of Bills:

NOTICES OF BILLS.

By McNally: An act to amend Sections 1, 2, 3 and 4 of Chapter 116 of the Montana Session Laws of 1911, relating to the establishment of a State Board of Poultry Husbandry, providing the duties of such Board and appropriating money therefor.

By Jordan of Dawson: An act to regulate the business of making or compelling abstracts of title to real estate, and to require a bond to be given by all persons, firms or corporations engaging in such business.

By Gould: A bill defining the duties of District Judges relative to the examination and approval of official bonds of County, Townships and School District Officers, and other bonds required by law.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Committee on Corporations other than Municipal: H. B. No. 325. A Bill for an act entitled, "An act creating the office of Investment Commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, including the power to license the sale by such companies and stockbrokers to the public of securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business, methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such; and providing penalties for the violation of this act."

By Lovelace: H. B. No. 326. A Bill for an act entitled, "An act to regulate common carriers, and to provide for certain rules and regulations looking to the safety and convenience of the traveling public and shippers upon railroad or railway trains; to compel the installation of suitable platforms and station houses, and to order the construc-

tion of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade, or otherwise), the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or unloading tracks and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana, certain powers in relation to all the foregoing. Giving the District Court the power to enforce the rulings of the Commission; giving both parties the right of trial by jury and appeals, and providing a penalty for the violation of this act."

By Ellingson: H. B. No. 32. A bill for an act entitled, "An act to prohibit the sale of liquor by the glass or drink in a place where other business is carried on, and providing penalties for the violation thereof."

By Lovelace: H. B. No. 328. A Bill for an act entitled, "An act to repeal Sections 4363 to 4399, inclusive, Revised Codes of Montana of 1907, and also, designated Chapter V, Title VIII, Div. 1, Part IV, of said Code, being the act that created the Board of Railroad Commissioners, and that defined its powers and duties; and also to provide for the disposition of the files, records, fixtures and other property now used by the Board by this Act to be abolished."

By McClung: H. B. No. 329. A Bill for an act entitled, "An act declaring void all contracts made by common carriers and corporations and persons engaged in the transportation of persons and freight for hire or otherwise, limiting their liability."

By Sickler: H. B. No. 330. A Bill for an act entitled, "An act to amend Section 3003 of the Revised Codes of Montana of 1907 providing for the deposit and control of all public moneys in the possession of and under the control of public officers, and providing for the payment of interest on all deposits of public money."

By Kirschwing: H. B. No. 331. A Bill for an act entitled, "An act to prevent blacklisting of wageworkers and all other employes, or imposing conditions on the employment of such wageworkers and other employes other than as to the efficiency of such persons, and fixing penalties for the violation of this Act."

By Brower: H. B. No. 332. A bill for an act entitled, "An act to amend Sections 1, 2, 3 and 4 of Chapter 112, of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, "An act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfilment of the rights and obligations arising between such new counties and other counties and providing penalties for the violation thereof."

By Working: H. B. No. 333. "A Bill for an act to amend Section 269 of the Revised Codes of 1907 of the State of Montana, relating to the duties of the State Board of Examiners in the employment of laborers in and about the State Capitol Building."

By Husted: H. B. No. 334. A Bill for an act entitled, "An act to amend Sections 268 and 269 of the Revised Codes of 1907 relative to the employment and compensation of the employes for the care and maintenance of the State Capitol building."

By Lemmon: H. B. No. 335. A Bill for an act entitled, "An act to amend Section 8611 of the Revised Codes of Montana of 1907 defining the crime of arson."

By Pope: H. B. No. 336. A bill for an act entitled, "An act to provide a special proceeding for the recovery of damages from the State Treasury for wrongful conviction in a criminal proceeding."

By Day: H. B. No. 337. A bill for an act entitled, "An act to provide for the collection of a license tax equivalent to 5% of the gross earning of all Express Companies doing business in this State, to require reports from said Express Companies, to provide for examination of their books, to provide that Express Companies may be punished for any violation of this act."

By Word: H. B. No. 339. A bill for an act entitled, "An act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men, except in elevators in buildings, and all persons who operate electric driven air compressors of over ten (10) horse power to obtain a license, and prescribing qualifications, fees, and regulations therefor."

By Spogen: H. B. No. 339. A bill for an act entitled, "An act appropriating money for the payment of the claims of William McCafferty, J. L. Engdahl and J. Hubber, for losses sustained in the slaughter of certain cattle, pursuant to the provisions of Section 1889 of the Revised Codes."

By Blair of Ravalli: H. B. No. 340. A bill for an act entitled, "An act to amend Section 2897 of the Revised Codes of Montana of 1907 relating to County Printing."

By Conner: H. J. M. No. 7. Relating to sale of timber and settlement by Homestead Entry men on the National Forests in the State of Montana.

READING OF HOUSE BILLS.

H. B. No. 325, read first and second times by title only and referred to Committee on Printing.

H. B. No. 326, read first and second times by title only and referred to Committee on Printing.

H. B. No. 327, read first and second times by title only and referred to Committee on Printing.

H. B. No. 328, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 329, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 330, read first and second times by title only and referred to Committee on Banks and Banking.

H. B. No. 331, read first and second times by title only and referred to Committee on Labor.

H. B. No. 332, read first and second times by title only and re-

ferred to Committee on Townships and Counties.

H. B. No. 333, read first and second times by title only and referred to Committee on State Boards and Officers.

H. B. No. 334, read first and second times by title only and referred to Committee on State Boards and Officers.

H. B. No. 335, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 336, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 337, read first and second times by title only and referred to Committee on Ways and Means.

H. B. No. 338, read first and second times by title only and referred to Committee on Mines and Mining.

H. B. No. 339, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 340, read first and second times by title only and referred to Committee on Townships and Counties.

H. J. M. No. 7, read first and second times by title only and referred to Committee on Federal Relations.

On motion of Norton, the House took a recess at 12:00 noon until 2:00 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll call and quorum found present.

Mr. Speaker at this time announced that he was about to sign Sub. S. B. No. 16, a bill for an act entitled, "An act to require railroad companies to maintain suitable crossings at the intersection of public roads with any line of track of such railroad company."

Also

S. B. No. 55, a bill for an act entitled, "An act to amend Section 35 of Chapter 113 of the Session Laws of 1911 of the State of Montana, relating to the registration of electors and providing that electors otherwise qualified, shall not be required to register in order to vote at school elections in school districts of the Third class,"

Also

S. B. No. 56, a bill for an act entitled, "An act to authorize the attendant of the Supreme Court to exercise the functions and perform the duties of the clerk of the Supreme Court whenever said Clerk is incapacitated or absent."

S. B. No. 57, a bill for an act entitled, "An act to provide that per-

Also

sons convicted of certain offenses may be given the benefits of a suspended sentence, and providing for the supervision and care of such persons."

Also

S. B. No. 62, a bill for an act entitled, "An act relating to the erection of platforms by railroads."

Also

S. B. No. 65, a bill for an act entitled, "An act to amend Section 149 of Chapter III, Title I, Part III, of the Revised Codes of 1907, of the State of Montana, relating to the salary of the Governor of the State of Montana."

Also

S. B. No. 70, a bill for an act entitled, "An act to permit insurance companies organized under the laws of the State of Montana to invest funds in irrigation district bonds, in addition to other securities, in which such insurance companies are now authorized to invest funds of such companies."

Also

S. B. No. 66, a bill for an act entitled, "An act to amend Section 3180 of the Revised Codes of the State of Montana, relating to trial jurors."

Also

S. B. No. 71, a bill for an act entitled, "An act to amend Section 2199 of the Revised Codes of the State of Montana of 1907, relating to the giving of notice to the State Board of Land Commissioners of certain bond sales and prescribing penalties for failure to comply with such provision," and signed same in the presence of the House.

MOTIONS AND RESOLUTIONS.

Kirschwing moved that THE STEERING COMMITTEE APPOINTED THIS DAY BY THE SPEAKER BE DISCHARGED AND WE PROCEED TO SELECT SUCH STEERING COMMITTEE BY VOTE OF THE WHOLE HOUSE AS PROVIDED IN RULE 23 OF JOINT RULES OF THIS ASSEMBLY HERETOFORE ADOPTED.

Blake moved to lay this motion of the table.

Motion to table lost.

Mr. Speaker announced that he would rule that according to Rule 8, of the Rules of the House he was within his rights in appointing a Steering Committee.

Day with several seconds, appealed from the decision of the chair and upon roll call the Speaker was overruled by the followinig vote:

Ayes—Blake, Burns, Carnal, Carrol, Clay, Cutts, Eliel, Ezekiel, Gleason, Gould, Graybeal, Heinrich, Higgins, Huddleston, Hustead, Jahreis, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Murray, Norton, O'Neill, Prescott, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—38.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Holt, Jewell, Jordan of Flathead, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Nye, Phillips, Pope, Poulsson, Rhoades, Smith, Word and Working—42.

Absent and not voting—Davidson, Doggett, Hough, Kelly, Meadors and Rowe—6.

Kirschwing moved the previous question.

Motion prevailed.

Blake, with fifteen members seconding, demanded a call of the

House, and upon roll call, all members were found present except Davidson, Doggett, Hough, Kelly, Meadors and Rowe.

Kirschwing moved that further proceedings upon the call of the House be dispensed with.

Upon roll call motion prevailed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Cruik, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Higgins, Holt Jewell, Jordan of Flathead, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Smith, Word and Working—43.

Noes—Blake, Burns, Carnal, Carroll, Clark, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason Gould, Graybeal, Heinrich, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—38.

Absent and not voting—Davidson, Hough, Kelly, Meadors and Rowe—5.

Cutts, McNally, Norton, Huddleston, Sweet, Kiley, Ezekiels, Walker, McMahon, Murphy, Jahreiss, Gleason, Largey, Blake and Eliel moved as follows:

Mr. Speaker:

We, the undersigned, members of the House of Representatives, in accordance with House Rule 22, hereby demand a call of the House, and all members were found present except Davidson, Hough, Kelly, Meadors and Rowe.

Crippen moved that further proceedings under the Call of the House be dispensed with.

Upon roll call motion prevailed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Cruik, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Higgins, Holt, Jewell, Jordan of Flathead, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Smith, Word and Working—44.

Noes—Blake, Burns, Carnal, Carroll, Clark, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Graybeal, Heinrich, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—37.

Absent and not voting—Davidson, Hough, Kelly, Meadors and Rowe—5.

Cutts moved that the question under consideration be referred to the Committee on Rules, Joint Rules and Order of Business.

Blake moved to lay this motion on the table.

Upon roll call motion to table was lost by the following vote:

Ayes—Blake, Burns, Carnal, Carroll, Clay, Cutts, Doggett, Eliel,

Ezekiels, Gleason, Gould, Graybeal, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—37.

None—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Sickler, Smith, Word and Working—45.

Absent and not voting—Davidson, Hough, Meadors and Rowe—1.

Cutts, McNally, Norton, Huddleston, Sweet, Kiley, Ezekiels, Largey, Jahreiss, Murphy, McMahon, Gleason, Blake, Walker and Eliel demanded a call of the House in accordance with House Rule 22.

Day, duly seconded, moved that further proceedings under the call of the House be dispensed with and this motion was adopted by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Higgins, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Sickler, Smith, Word and Working—50.

Noes—Burns, Carroll, Clay, Doggett, Eliel, Ezekiels, Gleason, Gould, Graybeal, Heinrich, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—32.

Absent and not voting—Davidson, Hough, Meadors and Rowe—4.

Crippen moved the previous question on all pending motions before the House.

„Cutts moved as a substitute that the consideration of this question be made a Special Order for 11:00 A. M. tomorrow.

Blake moved to adjourn until 10:15 A. M. tomorrow and upon roll call motion was lost by the following vote:

Ayes—Blake, Burns, Carroll, Clay, Cutts, Ezekiels, Gleason, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Murphy, and O'Neill—21.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Murray, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Sickler, Smith,

Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaking—61.

Absent and not voting—Davidson, Hough, Meadors and Rowe—4.

Norton moved that the vote by which the motion to adjourn was adopted, be reconsidered.

Upon roll call motion was lost by the following vote:

Ayes—Blake, Burns, Carroll, Clay, Cutts, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill and Sullivan—22.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Collins, Conner, Cooknigham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Sickler, Smith, Spogen, Stewart, Sweet, Tighe, Walker, Word and Working and Mr. Speaker—60.

Absent and not voting—Davidson, Hough, Meadors and Rowe—4.

Cutts moved that when this House adjourn today, it adjourn until 10:30 A. M. tomorrow.

Upon roll call motion was lost by the following vote:

Ayes—Blake, Burns, Carroll, Clay, Cutts, Ezekiels, Gleason, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Stewart, Sullivan and Tighe—25.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Sweet, Word, Working and Mr. Speaker—57.

Absent and not voting—Davidson, Hough, Meadors and Walker—4.

Lovelace moved the previous question on all pending questions and upon roll call motion was adopted by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, MacRae, Mayfield, Meadors, Murray, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Walker, Word and Working—59.

Noes—Blake, Burns, Clay, Cutts, Doggett, Ezekiels, Gleason, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Lemmon, McMahon,

McNally, Mains, Murphy, Norton, O'Neill, Spogen, Sullivan, Sweet and Tighe—23.

Absent and not voting—Davidson, Hough, Stewart and Mr. Speaker—4.

Blake moved a reconsideration of the vote by which the previous question on all pending motions was adopted.

Mr. Speaker entertained this motion and Day appealed from the decision of the chair.

Upon roll call the chair was overruled by the following vote:

Ayes—Blake, Burns, Caffroll, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Gould, Graybeal, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—38.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsso, Rhoades, Sickler, Smith, Word and Working—46.

Absent and not voting—Davidson and Hough—2.

Norton moved that the House adjourn and upon roll call motion was lost by the following vote:

Ayes—Blake, Burns, Carnal, Clay, Cutts, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Murphy, O'Neill, Spogen, Stewart, Sullivan, Sweet, Tighe and Mr. Speaker—26.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Meadors, Murray, Norton, Nye, Phillips, Pope, Poulsso, Prescott, Rhoades, Rowe, Sickler, Smith, Word and Working—57.

Absent and not voting—Davidson, Hough and Walker—3.

Motion of Cutts that the matter concerning the Steering Committee be made a Special Order for 10:15 A. M. tomorrow, was lost by the following vote:

Ayes—Burns, Carnal, Carroll, Clay, Doggett, Eliel, Ezekiels, Gleason, Graybeal, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, O'Neill, Prescott, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe and Mr. Speaker—32.

Noes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh,

Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Murray, Norton, Nye, Phillips, Pope, Poulsen, Rhoades, Sickler, Smith, Word and Working—51.

Absent and not voting—Davidson, Hough and Walker—3.

Norton moved that the vote by which the motion of Cutts concerning a Special Order for 10:15 A. M. tomorrow was adopted be reconsidered, and same was lost by the following vote:

Ayes—Blake, Burns, Carnal, Carroll, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Graybeal, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Spogen, Sullivan, Sweet, Tighe and Mr. Speaker—32.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Stewart, Word and Working—50.

Absent and not voting—Davidson, Higgins, Hough and Walker—4.

Norton moved that the House do now adjourn.

Motion lost by the following vote:

Ayes—Blake, Burns, Carnal, Clay, Cutts, Eliel, Ezekiels, Gleason, Hustead, Jahreiss, Johnson, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet and Tighe—27.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Word and Working—53.

Absent and not voting—Davidson, Hough, Huddleston, Jordan of Dawson, Walker and Mr. Speaker—6.

Mains moved that the House take a recess until 8:00 P. M. this evening.

Motion lost by the following vote:

Ayes—Blake, Burns, Carroll, Clay, Cutts, Eliel, Ezekiels, Gleason, Gould, Graybeal, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Prescott, Spogen, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—33.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of

Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Word and Working—50.

Absent and not voting—Davidson, Hough and Stewart—3.

Blake moved that this question be referred to the Committee on Agriculture.

Cutts moved that this motion be laid on the table.

Motion to table lost by the following vote:

Ayes—Blake, Burns, Carrol, Clay, Cutts, Doggett, Ezekiels, Gleason, Graybeal, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—33.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Meadors, Murray, Nye, Phillips, Pope, Poulsson, Rowe, Sickler, Smith, Word and Working—50.

Absent and not voting—Carnal, Davidson and Hough—3.

Walker moved that the House recess for fifteen minutes.

Cutts moved as an amendment that the House recess until 8:00 P. M.

Day appealed from the decision of the chair in entertaining a motion to recess.

The chair was overruled by the following vote:

Ayes—Blake, Burns, Carnal, Carroll, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Gould, Graybeal, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—38.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Holt, Jewell, Jordan of Flathead, Kelley, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Word and Working—46.

Absent and not voting—Davidson and Hough—2.

Norton moved as an amendment that the matter now before the House be referred to the Committee on Affairs of Cities.

The Chair entertained the above motion and Day appealed from the decision of the chair.

Blake moved the question of consideration and upon Roll Call the appeal by Day was entertained by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen,

Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Higgins, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Meadors, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith Word and Working—49.

Noes—Blake, Burns, Carnal, Carroll, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Gould, Graybeal, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet, Tighe and Walker—34.

Absent and not voting—Davidson, Hough and Mr. Speaker—3.

The decision of the chair was overruled by the following vote:

Ayes—Blake, Burns, Carnal, Carroll, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Gould, Graybeal, Higgins, Hudleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—34.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Meadors, Murray, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Word and Working—47.

Paired—Johnson and Phillips—2.

Absent and not voting—Davidson, Hough and Spogen—3.

Johnson and Phillips Paired on all questions until 12 o'clock midnight, February 13, 1913.

Blake moved as an amendment that the matter be referred to the Committee on Apportionment and Representation.

Mr. Speaker entertained the motion and Day appealed from the decision of the chair.

Blake moved the question of consideration and upon roll call the appeal was entertained by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Meadors, Murray, Nye, Pope, Poulsson, Rowe, Sickler, Smith, Word and Working—45.

Noes—Blake, Burns, Carroll, Clay, Cutts, Doggett, Ezekiels, Gleason, Gould, Graybeal, Huddleston, Hustead, Jahreiss, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Tighe and Walker—29.

Paired—Higgins, Johnson, MacRae and Phillips—4.

Absent and not voting—Carnal, Crull, Davidson, Hough, Jordan of Dawson, Rhoades and Sweet—7.

The decision of the chair was overruled by the following vote:

Ayes—Blake, Burns, Camp, Carnal, Carroll, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Gould, Graybeal, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—35.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Meadors, Murray, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Word and Working—45.

Paired—Higgins, Johnson, MacRae and Phillips—4.

Absent and not voting—Davidson and Hough—2.

Mr. Speaker announced that Spogen and Carnal had notified him that they absolutely refused to act upon the Steering Committee and appointed Sickler and Jordan of Dawson to serve in their stead.

Norton moved that the House do now adjourn.

Upon roll call motion to adjourn was lost by the following vote:

Ayes—Blake, Camp, Carnal, Carroll, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Graybeal, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Norton, O'Neill, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—31.

Noes—Annin, Blair of Ravalli, Brower, Burnett, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, McClung, Mayfield, Meadors, Murphy, Murray, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Word and Working—46.

Paired—Higgins, Johnson, MacRae and Phillips—4.

Absent and not voting—Blair of Powell, Burns, Davidson, Hough, Lovelace—5.

Norton moved that the matter under consideration be referred to the Committee on Appropriations.

Blake moved as a substitute that the matter under discussion be referred to the Committee on Appropriations with instructions to report not later than 10:00 a. m. tomorrow.

Mr. Speaker entertained the foregoing motions and Day appealed from the decision of the chair.

Cutts moved the question of consideration.

Blake moved to lay the motion for consideration on the table.

Motion to table lost by the following vote:

Ayes—Blake, Burns, Camp, Carnal, Carroll, Clay, Cutts, Doggett, Eliel, Ezekiel, Gleason, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Stewart, Sullivan, Sweet, Tighe and Walker—31.

Noes,—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Meadors, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Word and Working—45.

Paired—Higgins, Johnson, Murray and Phillips—4.

Absent and not voting—Davidson, Graybeal, Hough, MacRae, Spogen and Mr. Speaker—6.

Norton moved to adjourn.

Upon roll call motion lost by the following vote:

Ayes—Blake, Camp, Carnal, Carroll, Clay, Doggett, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—31.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rowe, Sickler, Smith, Word and Working—43.

Paired—Burns, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray and Phillips—8.

Absent and not voting—Cutts, Davidson, Hough and Rhoades—4.

Blake moved that the question of consideration be made a special order for 11:00 a. m. tomorrow.

Cutts moved that the motion be laid on the table.

Motion to table lost by the following vote:

Ayes—Blake, Camp, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Rowe, Spogen, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—30.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Sickler, Smith and Word—40.

Paired—Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart and Working—14.

Absent and not voting—Davidson and Hough—2.

Motion that this matter be made a Special Order of Business for 11:00 a. m. tomorrow was lost by the following vote:

Ayes—Blake, Camp, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Gould, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal,

Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—30.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—40.

Paired—Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart and Working—14.

Absent and not voting—Davidson and Hough—2.

Blake moved that the question of consideration be referred to Committee on Rules, Joint Rules and Order of Business with instructions to report not later than 11:00 a. m. tomorrow.

Norton moved that this motion be laid on the table.

Motion to table lost by the following vote:

Ayes—Blair of Powell, Camp, Clay, Cutts, Doggett, Eliel, Ezekiel's, Gleason, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Sullivan, Sweet, Tighe and Walker—28.

Noes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—41.

Paired—Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Sweet and Working—14.

Absent and not voting—Davidson, Hough and Mr. Speaker—3.

Motion of Blake lost by the following vote:

Ayes—Blake, Camp, Clay, Doggett, Eliel, Ezekiel's, Gleason, Gould, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Sullivan, Sweet, Tighe and Walker—27.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—40.

Paired—Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart and Working—14.

Absent and not voting—Cutts, Davidson, Hough and Spogen and Mr. Speaker—5.

Mains moved that the House adjourn until 10:00 a. m. tomorrow.

Upon roll call motion was lost by the following vote:

Ayes—Camp, Clay, Cutts, Eliel, Ezekiel's, Gleason, Gould, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, Mc-

Mahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Smith, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—27.

Noes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulssot, Rhoades, Rowe, Sickler and Word—40.

Paired—Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart and Working—14.

Absent and not voting—Davidson, Hough, Huddleston, King and Spogen—5.

Cutts moved that the question under consideration be referred to the Committee on Agriculture where it properly belongs.

Blake moved that this motion be laid on the table.

Upon roll call motion to table was lost by the following vote:

Ayes—Blake, Burnett, Camp, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—30.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Prescott, Rowe, Sickler, Smith and Word—40.

Paired—Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart and Working—14.

Absent and not voting—Davidson and Hough—2.

Walker moved that the Committee Clerks and Pages be excused from further attendance at this session.

Motion prevailed.

Blake moved that the House do now adjourn until 11:00 a. m. tomorrow.

Cutts moved as an amendment that the hour be fixed at 10:00 a. m. tomorrow.

Upon roll call motion by Cutts was lost by the following vote:

Ayes—Blake, Camp, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, Phillips, Prescott, Spogen, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—28.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—41.

Paired—Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins,

Johnson, MacRae, Meadors, Murray, Phillips, Stewart and Working—14.

Absent and not voting—Davidson, Hough and Jordan of Dawson—3.

Norton moved that motion to adjourn until 11:00 a. m. tomorrow be laid on the table.

Motion to table lost by the following vote:

Ayes—Blake, Camp, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Gould, Huddleston, Hustead, Jahreiss, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Sullivan, Sweet, Walker and Mr. Speaker—28.

Noes—Annin, Blair of Powell, Blair of Ravalli, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Harmon, Henley, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler Smith and Word—38.

Paired—Brower, Burns, Carnal, Carrol, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart, Tighe and Working—16.

Absent and not voting—Davidson, Heinrich, Hough, Jordan of Dawson—4.

Motion to refer the question under consideration to Committee on Agriculture lost by the following vote:

Ayes—Blake, Camp, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Sullivan, Sweet, Walker and Mr. Speaker—28.

Noes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—39.

Paired—Brower, Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart, Tighe and Working—16.

Absent and not voting—Davidson, Hough and Mayfield—3.

Kirschwing moved that any and all motions, including the motion to adjourn or recess be not entertained by this House and that we move to immediate consideration of the motion of Kirschwing.

Mr. Speaker declined to entertain the motion and Kirschwing appealed from the decision of the chair.

Cutts moved to adjourn.

Motion to adjourn lost by the following vote:

Ayes—Blake, Camp, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Gould, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Sullivan, Sweet, Walker and Mr. Speaker—29.

Noes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day,

Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—39.

Paired—Brower, Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart, Tighe and Working—16.

Absent and Not voting—Davidson and Hough—2.

Blake raised the question of consideration.

Motion lost by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Camp, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—41.

Noes—Blake, Clay, Cutts, Doggett, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Soggen, Sullivan, Sweet, Walker and Mr. Speaker—26.

Paired—Brower, Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart, Tighe and Working—16.

Absent and not voting—Davidson, Hough, Kiley—3.

Decision of the chair overruled by the following vote:

Ayes—Blake, Camp, Clay, Cutts, Doggett, Eliel, Ezekiels, Gelason, Gould, Huddleston, Hustead, Jahreiss, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Soggen, Sullivan, Sweet, Walker and Mr. Speaker—28.

Noes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—39.

Paired—Brower, Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart, Tighe and Working—16.

Absent and not voting—Davidson, Hough and Jordan of Dawson—3.

The question of consideration of the appeal by Day regarding motion of Cutts to commit was entertained by the following vote:

Ayes—Annin, Blair of Ravalli, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—40.

Noes—Blake, Camp, Clay, Doggett, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Pres-

cott, Spogen, Sullivan, Walker and Mr. Speaker—26.

Paired—Blair of Powell, Brower, Burns, Carnal, Carroll, Clark, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart, Sweet, Tighe and Working—18.

Absent and not voting—Cutts, Hough—2.

The decision of the chair was overruled by the following vote:

Ayes—Blake, Camp, Clay, Cutts, Doggett, Ezekiels, Gleason, Gould, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kiley, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, O'Neill, Prescott, Spogen, Sullivan, Walker and Mr. Speaker—27.

Noes—Annin, Blair of Ravalli, Burnett, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Day, Drinkard, Durkan, Fishbaugh, Fisher, Glenn, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, Mayfield, Nye, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith and Word—37.

Paired—Blair of Powell, Brower, Burns, Carnal, Carroll, Clark, Davis, Eliel, Ellingson, Graybeal, Higgins, Johnson, MacRae, Meadors, Murray, Phillips, Stewart, Sweet, Tighe and Working—20.

Absent and not voting—Davidson, Hough—2.

Cutts moved to recess for thirty minutes that the various parties represented in the House membership caucus among themselves, select the member or members they desire to have appointed on the Steering Committee and recommended the same to the Speaker for appointment.

Motion prevailed.

HOUSE RESUMED.

Mr. Speaker in the chair.

Roll called and quorum found present.

Cutts moved that the memhrs of the Steering Committee as appointed by the Speaker be requested to tender their resignation.

Motion prevailed and Prescott and Sickler of said Committee thereupon complied with said request.

A call of the House was demanded by the following:

Annin, Crippen, Kelly, Holt, O'Neill, Lovelace, Mayfield, Kirschwing, McClung, Jordan, Nye, Glenn, Rhoades, Prescott and Largey, and the Chief Clerk called the roll.

On motion of Day, duly seconded, further proceedings under the Call of the House were dispensed with and the House took a recess at 11:15 p. m. until 10:00 a. m. tomorrow.

Fortieth Day.

Friday, February 14, 1913.

House met pursuant to recess at 10:00 a. m.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor:
The Speaker of the House of Representatives,
House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State the following House measures:

H. B. No. 65. An act to amend Section 1500, Revised Codes of Montana, 1907, defining the term "communicable disease."

H. B. No. 75. An act to amend Section 8336 of the Revised Codes of 1907, defining the crime of rape and increasing the age of consent of females.

(Signed) S. V. STEWART, Governor.

Cutts moved that the question before the House relative to the Steering Committee be laid upon the table.

Motion prevailed.

Cutts moved that the resignation of the members of the Steering Committee who have not handed in their resignations be considered as read.

Annin moved as a substitute that it is the sense of this House that the resignation of the members of the Steering Committee which have not been handed in be demanded by the House.

Motion prevailed.

MOTIONS AND RESOLUTIONS.

Murray moved that the motion making House Bill No. 1 a Special Order for 10:00 o'clock Monday morning be reconsidered, and that said bill be made a Special Order for 2:30 o'clock on said day instead.

Motion prevailed.

Murray moved that when this House adjourns today, it adjourn until 2:00 o'clock Monday, February 17, 1913.

Motion prevailed.

Annin offered the following resolution:

RESOLUTION.

I move you that in accordance with the former Resolution of this House re-referring to the Committee on Public Utilities and State Commissions, House Bill No. 165 by Pope, being a bill regulating the toll which may be charged by mills grinding grain in this State with instruction to report a substitute bill covering the same subject, this committee be instructed to prepare such bill and report it to this House not later than Tuesday, the 18th.

Resolution adopted.

REPORTS OF SELECT COMMITTEES.

Graybeal from the Committee on Platform Measures reported as follows:

REPORT OF COMMITTEE ON PLATFORM MEASURES.

HOUSE OF REPRESENTATIVES.

February 13, 1913.

Mr. Speaker:

We, your Committee on Platform Measures, as per Cutts' Reso-

lution, having met in Committee on this day, beg leave to report as follows the following bills:

House Bill No. 118. "Public Utilities Commission Bill." Same is on General Orders and on Special Order of Business for Monday, February 17th.

House Bill No. 1. "Employers Liability and Workmen's Compensation Act." Same to be reported out on Friday, February 14.

House Bill No. 105. "Tax Commission Bill." Same is in hands of Printing Committee.

Sub. House Bill No. 325. "The Blue Sky Law," regulating Investment Companies. Reported for first and second reading.

House Bill No. 285. "Bill for direct tax for State Educational Institutions." Same is in hands of Printing Committee.

Senate Bill No. —. "Grain Classification and Elevator Bill." Same to be reported Friday from Senate.

House Bill No. 196. "A measure for the regulation and appropriation of water for power purposes." Same is held in Printing Committee.

Report adopted.

Cutts moved that the Printing Committee be instructed to have these bills printed by Monday.

Motion prevailed.

McMahon presented the following invitation to the House:
Mr. Speaker and Gentlemen of the House:

On behalf of the faculty, student body and Alumni of the Montana State School of Mines and the citizens of Butte generally, I extend to this body a most cordial invitation to visit the School of Mines for the purpose of inspecting its plant and general equipment and investigating its course of study and general efficiency. Such inspection, either by individual members or by a Committee of this House will be welcomed by those in charge of the school and would result in a wider dissemination of information concerning this institution and its work and would tend to dispel some prevalent ideas to the effect that there is a lack of efficiency in training young men in the science of Mining Engineering, and a more appreciative attitude on the part of the people of Montana toward this institution would result from thorough investigation at this time.

Day moved that H. B. No. 163 be placed on General Orders.

Motion prevailed.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill, having been read three several times was today passed, title agreed to, and is transmitted herewith for concurrence.

Senate Bill No. 142, being a bill for an act entitled, "An act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill, having been read three several times, was today passed, title agreed to, and is transmitted herewith for concurrence:

Sub. for Senate Bill No. 50, by Stevens, a bill for an act entitled, "An act relating to grain elevators, grain warehouses and grain inspection in the State of Montana, and elsewhere, fixing fees to be collected as incidental to the main purpose of the bill as aforesaid and appropriating money to carry forward said main purpose, to-wit: the creation of a Grain Inspection Department in the State."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of bills was today given as follows:

By Darroch: A bill for an act entitled, "An act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana, and making the members thereof appointive instead of elective."

By Donlan: A bill for an act entitled, "An act to create the county of Cardwell, define its boundaries and provide for its organization, and to change the boundaries of Madison and Jefferson counties to conform thereto."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a majority of the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 46, being a bill for an act entitled, "An act to promote the safety of employes and passengers by prescribing the number of men that shall constitute a train crew, and providing a penalty for the violation of this act," today reported, recommending

that same be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 59 was today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Roads, Highways and Bridges, to whom was referred Senate Bill No. 33, being an act authorizing the creation of permanent road districts in any county, and the issuance and payment of bonds for the construction and improvement of public highways within said district, today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 142, (Substitute for Senate Bill 50), 105, 125, 120, 45, 100, 91, 78, 128 and 133 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that His Excellency, the Governor, has informed the Senate under date of February 10th, that he has approved and deposited with the Secretary of State the following Senate Bills:

Senate Bill No. 2, An act to amend Section 9720 of the Revised Codes, relating to the appointment and tenure of office of the Warden of the State Prison.

Senate Bill No. 23, An act to regulate the selling, offering or exposing for sale of agricultural seeds in this State, and providing penalties for the violation thereof.

Senate Bill No. 36, An act to create the office of State Traveling

Parole Commissioner, define the duties of said Commissioner and fix his compensation therefor.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Roads, Highways and Bridges, to whom was referred Senate Bill No. 135, being a bill for an act to enact a general highway law, today reported, recommending that the bill be printed. Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 11th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times, were today passed, title agreed to, and are transmitted herewith for concurrence.

Senate Bill No. 22, being a bill for an act entitled, "An act to establish a State Grain Laboratory at the Montana Agricultural Experiment Station, and to define the aim and scope of the work to be proposed, and providing for the administration and to make appropriation for the establishment and maintenance thereof."

Senate Bill No. 112, being a bill for an act entitled, "An act to repeal Sections 8621, 8626, and 8624 of the Revised Codes of 1907, relating to burglary, and declaring the punishment for the crime of burglary."

Senate Bill No. 113, being a bill for an act entitled, "An act to repeal Sections 8290, 8291, 8292, 8293, 8295, 8296, 8297, 8298 and 9282 of the Revised Codes of 1907, relating to the crimes of murder and manslaughter; defining the crime of unlawful homicide and fixing the punishment therefor; declaring the burden of proof in certain cases, and giving general form of indictment and information."

Very respectfully,

G. G. WATT, Secretary.

Enclosing:

- S. B. No. 22,
- S. B. No. 112,
- S. B. No. 113.

Senate Chamber,
Helena, Montana.

February 13th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

the following Senate Bills having been read three several times, was today passed, titled agreed to and is transmitted herewith for concurrence.

Senate Bill No. 59, by MacKenzie, being a bill for an act entitled, "An act relating to special improvements in cities and towns, and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana of 1907; and Chapter 127 of the Acts of the Legislative Assembly of the State of Montana, being an act entitled, 'An act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years.' Approved March 8, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an act entitled, 'An act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrants of any city or town within the State of Montana may bear an engraved or lithographed fac simile signature of the Mayor and City or Town Clerk of such city or town.' Approved March 2nd, 1911."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notice of the introduction of the following bills was today given as follows:

By Whiteside: A bill for an act entitled, 'An act to amend Section 32 of the Session Laws of 1911, relating to the Commission Form of Government for Cities.'

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13th, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body the following bills were today introduced by unanimous consent without previous notice, read first and second times and referred:

Senate Bill No. 149, by MacKenzie: A bill for an act entitled, "An act to amend Sections 1587, 1591 and 1593 of the Revised Codes of the State of Montana regulating the practice of medicine in the

State of Montana, and examination of applicants and the subjects upon which applicants may be examined, practice of medicine without a certificate and providing penalties therefor, and providing compensation of the members of the Board of Medical Examiners." To Committee on Public Morals.

Senate Bill No. 150 by Dearborn: A bill for an act entitled, "An act to amend Section 3116 of the Revised Codes of Montana (1907) relating to the salaries of county officers." Judiciary Committee.

Senate Bill No. 151 by Duncan: A bill for an act entitled, "An act defining the word "sale" as used in the Statutes of the State of Montana with relation to the sale of Game and Fish, the sale of which is prohibited by law." Fish and Game Committee.

Senate Bill No. 152 by Stout: A bill for an act entitled, "An act regulating the acceptance of free transportation to public or private work; defining consideration paid to employment or individuals for securing employment; defining duties of persons furnishing free transportation, and providing punishment for the violation of this act." Railroads and Transportation Committee.

Senate Bill No. 156 by Whitesides: A bill for an act entitled, "An act to amend Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana passed and approved March 18th, 1909, entitled, 'An act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition either by construction, purchase or otherwise and for the maintenance and control thereby of the works, water, property and rights for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expense of such districts; and to extend and apply the provisions of this act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal with certain reservations, the provisions of Sections 2309 to 2402 both inclusive of Title X, Part III, of the Revised Codes of Montana of 1907,' by amending Section 38 thereof relating to limitations on debt incurring power' and by inserting in said Chapter 146, Sections to be renumbered 56A, 56B, 56C, 56D, 56E and 56F, relating to and providing for the sales of lands for unpaid taxes and assessments, and providing for the issuance of certificates for delinquent taxes and assessments, when the lands sold are struck off to any county of this State and for the redemption of such certificates." To Committee on Irrigation and Water Rights.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 121, being a bill for an act en-

titled, "A bill for an act to amend Section 188 of the Revised Codes of Montana of 1907, realting to the quarterly report of the State Treasurer," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 79, being a bill for an act entitled, "An act to promote the safety of passengers and employes on street railway cars and trolley cars, and to provide for the use of certain safety appliances on all street railway cars or trolley cars used in regular service of conveying passengers in this State, and prescribing penalties for failure to comply with the provisions of this act," today reported, recommending that same do pass with the following amendment:

In line 1 of Section 1 thereof, add the words "double truck," after the word "all" and before the word "street," and by striking out all of Section 2, and re-numbering Sections 3, 4, and 5 to read 2, 3 and 4.

That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 17 was today reported favorably, as amended, by the Committee on Counties, Towns and Municipal Corporations, but that the report was not adopted and bill was re-referred to Committee on Labor and Capital.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13, 1913

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 90, today reported, recommending that same be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Elections and Privileges, to whom was referred Senate Bill No. 132, being a bill for an act entitled, "An act to amend Chapter 113 of the Laws of 1911 relating to the registration of Electors in Counties, Cities, Town and School Districts," today reported, recommending that same do pass with the following amendments:

Amend Section 7 of said bill by adding thereto the following:

"Any elector whose name appears on the registration books, in any county in this State, may, upon application to the County Clerk, ten days preceding any general election, obtain from him a certificate of transfer which, upon presentation to the Judges of election, in any precinct in the County, shall entitle the holder thereof, to vote in such precinct upon presentation and surrender of such certificate: The County Clerk upon the issuance of the certificate herein provided for, shall make note thereof on the precinct register of the precinct in which the elector registered, at the time of the issuance of the certificate by legibly stamping opposite elector's name as it appears on said precinct register the words "MUST PRESENT CERTIFICATE."

The said certificate shall be in the following form:—

State of Montana, County of....., ss.

This is to certify that.....whose name appears on the Register Books of.....County, under date of....., in Precinct No....., is entitled to vote in any precinct in.....County, upon presentation and surrender of this certificate to the Judges of Election, at the precinct in which the above named elector desires to vote.

WITNESS my hand and seal of.....County, State of Montana, this.....day of.....19....

County Clerk and Ex-Officio Registrar.

Amend Section 11 by inserting after the word "affirmation" on line 1 of page 7 of said bill the following: "if able to do so, and if not, the Clerk or Deputy shall write the applicant's name and note the fact of his inability to subscribe same."

Amend the said bill by adding the following section, after Section 41, to be designated as Section 42.

Section 42. The provisions of this act shall apply to bond elections in Schol Districts of the First and Second class; provided that any elector of the District who has already registered, as provided for in this act, for any general or municipal election, shall not be required to re-register for said bond election."

Amend said Senate Bill 132 by inserting after Section 42 the following:

"Section 43. Nothing herein contained shall be construed as requiring any person who has heretofore registered in any county under the provisions of Section 7, Chapter 113, Laws of Montana of 1911, to re-register."

Amend the said bill by re-numbering Sections 42 and 43 of the original bill, so as to read, "Sections 44 and 45" respectively.

Report adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 101 and 104 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation to whom was referred Senate Bill No. 134, being a bill for an act entitled, "An act to provide for the protection of mechanics, laborers and other persons employed in the construction and repair of railroad equipments and providing a punishment for the violation thereof," today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 146, being a bill for an act entitled, "An act to provide more convenient transportation for the members of the Board of Railroad Commissioners of the State of Montana, and to appropriate money therefor," today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 147, being a bill for an act entitled, "An act to safe-guard the lives of persons engaged in the railway service, by requiring the use of storm windows on locomotives, making it an offense to operate such in such want of repair as that steam escaping from the same shall obscure the view of the engineer operating it," prohibiting the use of "flangers" attached to locomotives drawing trains of cars, and requiring engineers and firemen to be able to understand and speak the English language," today reported recommending that same be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Irrigation and Water Rights, to whom was referred Senate Bill No. 85, being a bill for an act entitled, "An

act to amend Section 4 of Chapter 146, of the Session Laws of the State of Montana for the year 1909, relating to the creating of Irrigation districts, today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Also, that the Committee on Stock Growing and Grazing, to whom was referred Senate Bill No. 81, being a bill for an act entitled, "An act to repeal Section 1904 of the Revised Codes of Montana of 1907, as amended by Chapter 50 of the Twelfth Session Laws of 1911; and to repeal Sections 1906, 1907, 1908, 1909, 1910, 1911, 1912, 1913, 1914, 1915 and 1916 of the Revised Codes of Montana of 1907, relating to the bounties for killing wild animals," today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 116, 136, 41, 115, 58, 117 and 127 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 13th, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that Senate Bills numbered 16, 66, 57, 56, 55, 65, 71, 70 and 62 were today reported correctly enrolled.

Very respectfully,

G. G. WATT, Secretary.

THIRD READING OF SENATE BILLS.

Cutts moved that Senate Bill No. 31 be considered as read.

Motion prevailed.

Speaker pro tem in the chair.

S. B. No. 31, having been read three several times was concurred in by the following vote.

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Johnson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, O'Neill, Pope, Poulsen, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Tighe, Walker and Working—65.

Noes—None.

Absent and not voting—Carroll, Christmas, Clay, Collins, Cutts,

Davidson, Eliel, Ezekiels, Graybeal, Higgins, Hough, Jewell, Jordan of Flathead, Jordan of Dawson, Lovelace, McNally, Murray, Phillips, Stewart, Word and Mr. Speaker—21.

Title agreed to.

Day moved that Senate Bill No. 20 be considered as read.

Motion prevailed.

S. B. No. 20 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Burnett, Burns, Carnal, Carroll, Clark, Collins, Conner, Cookingham, Crippen, Crull, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Gleason, Glenn, Gould, Henley, Huddleston, Jahreiss, Jewell, Jordan of Flathead, Kelly, Kemmis, Kiley, Kirshchwing, Kuphal, Largey, Lovelace, McClung McMahon, MacRae, Meadors, Murphy, Nye, Rhoades, Rowe, Sickler, Spogen, Sullivan, Sweet, Tighe, Walker and Working—49.

Noes—Blair of Powell, Brower, Camp, Cramer, Doggett, Fishbaugh, Fisher, Heinrich, Higgins, Holt, Hustead, Johnson, King, Mains, O'Neill, Poulsson and Smith—17.

Absent and not voting—Blake, Christmas, Clay, Cutts, Davidson, Graybeal, Harmon, Hough, Jordan of Dawson, Lemmon, McNally, Mayfield, Murray, Norton, Phillips, Pope, Prescott, Stewart, Word and Mr. Speaker—20.

Title agreed to.

Day moved that Senate Bill No. 54 be considered as read.

Motion prevailed.

S. B. No. 54, having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Poulsson, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Walker and Working—69.

Noes—None.

Absent and not voting—Blake, Christmas, Clay, Conner, Davidson, Hough, Jewell, Johnson, Jordan of Dawson, Mayfield, Norton, Pope, Prescott, Sickler, Sweet, Word and Mr. Speaker—17.

Title agreed to.

THIRD READING OF HOUSE BILLS.

Durkan moved that H. B. No. be considered as read.

Motion prevailed.

H. B. No. 66 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham,

Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jordan of Flathead, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker and Working—67.

Noes—Lemmon—1.

Absent and not voting—Burns, Christmas, Cutts, Davidson, Ezekiels, Hough, Jewell, Johnson, Jordan of Dawson, Kemmis, Mains, Mayfield, Norton, Pope, Rhoades, Sweet, Word and Mr. Speaker—18.

Title agreed to.

Stewart moved that H. B. No. 101 be considered as read.

Motion prevailed.

H. B. No. 101, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Burns, Camp, Carnal, Carroll, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Poulsson, Prescott, Rowe, Smith, Spogen, Sullivan, Tighe, Walker and Working—64.

Noes—Ezekiels and Sickler—2.

Absent and not voting—Brower, Burnett, Christmas, Conner, Davidson, Eliel, Hough, Jewell, Johnson, Jordan of Dawson, Largey, Lovelace, Mayfield, Norton, Pope, Rhoades, Stewart, Sweet, Word and Mr. Speaker—20.

Title agreed to.

H. B. No. 113, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett, Burns, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Jahreiss, Jordan of Flathead, Kemmis, Kiley, Kirschwing, Kuphal, Lemmon, McClurg, McMahon, McNally, MacRae, Meadors, Murphy, Nye, O'Neill, Phillips, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Word and Working—62.

Noes—Graybeal, Higgins, Hustead, King and Walker—5.

Absent and not voting—Brower, Christmas, Davidson, Fishbaugh, Hough, Jewell, Johnson, Jordan of Dawson, Kelly, Largey, Lovelace, Mains, Mayfield, Murray, Norton, Pope, Rhoades, Sweet and Mr. Speaker—19.

Title agreed to.

Day moved that Sub. H. B. No. 124 be considered as read.

Motion prevailed.

Sub. H. B. No. 124, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett Burns, Camp, Carnal, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Kemmis, Kiley, King, Kirschwing, Largey, McClung, McMahon, MacRae, Mains, Meadors, Murray, Nye, O'Neill, Poulsson, Prescott, Rowe Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker and Word—62.

Noes—Working—1.

Absent and not voting—Brower, Carroll, Christmas, Crull, Cutts, Davidson, Fisher, Hough, Johnson, Jordan of Dawson, Kelly, Kuphal, Lemmon, Lovelace, McNally, Mayfield, Murphy, Norton, Phillips, Pope, Rhoades, Sweet and Mr. Speaker—23.

Title agreed to.

Annin moved that H. B. No. 181 be considered as read.

Motion prevailed.

H. B. No. 181, having been read three several times was passed by the following vote.

Ayes—Blair of Ravalli Blake, Brower, Burns, Camp, Carroll, Clay, Collins, Crippen, Crull, Cutts, Day, Doggett, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Graybeal, Harmon, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McMahon, McNally, MacRae, Mayfield, Meadors, Murray, Norton, Nye, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Working—57.

Noes—Annin, Blair of Powell, Burnett, Clark, Conner, Cookingham, Cramer, Davis, Drinkard, Fishbaugh, Gould, Henley, Heinrich, Holt, Jewell, Jordan of Dawson, King, McClung, O'Neill, Pope and Sickler—21.

Absent and not voting—Carroll, Christmas, Davidson, Hough, Mains, Murphy, Phillips and Mrs. Speaker—8.

Title agreed to.

On motion of Day, the House took a recess at 12:00 noon until 2:00 p. m.

HOUSE RESUMED.

House reassembled at 2:00 p. m.

Mr. Speaker in the chair.

Roll called and quorum found present.

COMMUNICATIONS.

The following resignation was received:

Mr. Speaker:

In accordance with the tacit understanding entered into by all members of the House, I hereby tender my resignation as member of

the Steering Committee appointed by you and ask to be relieved from service on said committee. I am,

Very respectfully,

FRANK ELIEL.

On motion of Stewart, the resignation was accepted.

Blake asked that Eliel be recommended by the House as a member of the Joint Steering Committee.

Day moved that the appointments on the Steering Committee as made by the Speaker be vacated.

Motion prevailed.

Mr. Speaker announced at this time that by request of the House he had named the following members as a Steering Committee.

WALKER,

DAY,

SICKLER,

ELIEL,

CRIPPEN.

Day moved that the appointments of the Speaker on the Steering Committee be approved.

Cutts amends that the thanks of the House be extended the Speaker for his deference to the wishes of the members in his selection of the Steering Committee.

THIRD READING OF HOUSE BILLS.

H. B. No. 183 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—76.

Noes—None.

Absent and not voting—Blake, Crippen, Davidson, Eliel, Hough, Husted, Johnson, Lemmon, McNally and Sweet—10.

Title agreed to.

H. B. No. 184, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davis, Day Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kuphal, Largey, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphay, Murray, Nye, O'Neill, Phil-

lips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Working and Mr. Speaker—67.

Noes—None.

Absent and not voting—Blake, Burnett, Crull, Davidson, Ezekiels, Gould, Harmon, Hough, Huddleston, Hustead, Jordan of Dawson, Kirschwing, Lemmon, Lovelace, Mayfield, Norton, Sweet, Walker and Word—19.

Title agreed to.

H. B. No. 187 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Powell, Blake, Brower, Burns, Carnal, Carroll, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Cutts, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Gleason, Glenn Graybeal, Henley, Heinrich, Jah-reiss, Jewell, Johnson, Jordan of Flathead, Kiley, King, Kuphal, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Working and Mr. Speaker—62.

Noes—None.

Absent and not voting—Blair of Ravalli, Burnett, Camp, Clay, Collins, Crull, Davidson, Eliel, Ezekiels, Fisher, Gould, Harmon, Higgins, Holt, Hough, Huddleston, Hustead, Jordan of Dawson, Kelly, Kemmis, Kirschwing, Lemmon, Sweet and Word—24.

Title agreed to.

H. B. No. 190 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Powell, Blake, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Tighe, Walker, Working and Mr. Speaker—66.

Noes—None.

Absent and not voting—Blair of Ravalli, Brower, Clay, Collins, Davidson, Eliel, Ezekiels, Fishbaugh, Graybeal, Harmon, Hough, Huddleston, Hustead, Jordan of Dawson, Lemmon, Murphy, Murray, Stewart, Sweet and Word—20.

Title agreed to.

On motion of Blake the words "A Bill" after the words "entitled," were stricken out of the title of H. B. No. 191 and the words "An Act" substituted therefor.

H. B. No. 191 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Christmas, Clark, Clay, Cookingham, Cramer, Crippen,

Cutts, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Huddleston, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield Murphy, Nye, Phillips, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Word, Working and Mr. Speaker—64.

Noes—None.

Absent and not voting—Blair of Ravalli, Carroll, Collins, Conner, Crull, Davidson, Eliel, Ezekiels, Graybeal, Harmon, Hough, Hustead, Jewell, Lemmon, McNally, Meadors, Murray, Norton, O'Neill, Rhoades, Sweet and Walker—22,

Title agreed to.

H. B. No. 193 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carroll, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Cutts, Davis, Day, Drinkard, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, O'Neill, Poulsson, Prescott, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Word, Working and Mr. Speaker—59.

Noes—None.

Paired—Jahreiss, Kiley, Nye and Pope—4.

Absent and not voting—Blair of Ravalli, Carnal, Conner, Crull, Davidson, Doggett, Durkan, Eliel, Ezekiels, Graybeal, Higgins, Huddleston, Hustead, Jewell, Johnson, Lemmon, Murray, Phillips, Rhoades, Rowe, Sweet and Walker—23.

Title agreed to.

On motion of Crippen, H. B. No. 78 was considered as read.

H. B. No. 78 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carroll, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Cutts, Davis, Day, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, O'Neill, Poulsson, Prescott, Rhoades, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word and Mr. Speaker—65.

Noes—Working —1.

Paired—Jahreiss, Kiley, Nye and Pope—4.

Absent and not voting—Blair of Ravalli, Carnal, Conner, Crull, Davidson, Doggett, Eliel, Graybeal, Higgins, Hough, Hustead, Jewell, Lemmon, Rowe and Sweet—16.

Title agreed to.

Cutts gave the following notice:

Mr. Speaker:

I hereby give notice that on the next legislative day I will move that bills on the calendar under third reading be considered as read as provided for in Rule 34.

Cutts moved that the House do now adjourn, with the understanding that it re-assemble at once for the business of the Fortieth Legislative Day.

Motion prevailed and the House adjourned at 3:30 P. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Friday February 14, 1913.

House met pursuant to adjournment at 3:30 P. M.

Mr. Speaker in the chair.

On motion of Camp, roll call was dispensed with.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Thirty-ninty Day and find same to be correct.

Report adopted.

NOTICES OF BILLS.

The following notices were given:

By O'Neill: A bill to amend Section 8316 of the Revised Codes of Montana of 1907, relating to gambling and gambling devices.

By Cookingham: A bill to amend Section 530 of the Penal Code of the State of Montana; being Section 8369 of the Revised Codes, relating to the keeping open of places of amusement on Sunday.

By Holt: A bill to amend Chapter 80 of the Session Laws of 1911 entitled, "An act relating to and regulating the sale of coal within the State of Montana, requiring all persons, associations and corporations retailing or selling at retail, coal of any kind, to take out a license and providing penalties for violation of this act."

By Cookingham: A bill relating to divorce or dissolution of marriage; prohibiting remarriage within six months; providing punishment for a violation of the provisions of this act; and requiring County Attorneys to resist undefended actions for divorce.

By Gleason: A bill prohibiting boys of the age of 17 years or younger from frequenting pool rooms.

By Harmon: A bill to amend Section 3195 of the Revised Codes of Montana of 1907, relating to expense of the County Superintendent.

By Stewart: A bill further to safeguard the lives of persons engaged in the railway service by requiring the use of storm windows on locomotives, making it an offense to operate such in such want of repair as that steam escaping from the same shall obscure the view of the engineer operating it, prohibiting the use of "flangers" attached to locomotives drawing trains of cars, and requiring engineers

and firemen to be able to understand and speak the English language.

REPORTS OF STANDING COMMITTEES.

Kuphal from the Committee on Enrollment repoted as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 80, introduced by Day, "An act defining the duration of liens of mortgages upon real estate and the manner of the extension thereof," beg leave to report same correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 80, a bill for an act entitled, "An act defining the duration of liens of mortgages upon real estate and the manner of the extension thereof," and signed same in the presence of the House.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 62, 107, 116, 139, 172, 136, 159, 154, 155, 160, 170, 175, 205, 213, 216, 218, 224, 225, 230, 231, 232, 234, 119, 251, 208, 202, 88, 245, 283, 278, 60, 222, 240, 250 and 272 and Sub. H. B. No. 74 and Sub. H. B. No. 280 for House Bills Nos. 92 and 99, and same were placed on General Orders.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having under consideration House Bill No. 287 introduced by Rhoades, "An act appropriating money to pay Robert F. Rose, the Official Stenographer of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana, for reporting the proceedings of the House of Representatives during the said Session," beg leave to report back to the House with the recommendation that the Bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration Senate Bill No. 30, introduced by Byrnes, a bill for an act entitled, "An act to amend Section 270 of the Revised 1907 Code of the State of Montana, relating to the storage and safe keeping of the records of the Grand Army of the Republic," beg leave to report back to the House with the recommendation that the following amendment be insterted after the word "follows" in Section 1.

Section 270.

"Grand Army of the Republic, record room. The Governor and Secretary of the State are hereby authorized and directed to set apart a suitable room in the Capitol Building of the State of Montana, for the storage and safekeeping of archives, records, etc., of the Grand Army of the Republic," and as amended be concurred in.

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 72, introduced by Kelly, a bill for an act entitled, "An act to promote the safety of employes and passengers by prescribing the number of men that shall constitute a train crew; and providing a penalty for the violation of this act," beg leave to report same back to the House with the recommendation that the bill be amended as follows:

SECTION 1—Insert in Line 2, before the words "railroad" and "railway," the word "steam." Insert in line 3, before the words "railroad" and "railway," the word "steam." Strike out all of line 10, after the word "service," and all of lines 11 and 12.

SECTION 2—Insert in line 2, before the words "railroad" and "railway," the word "steam." Insert in line 3, before the words "railroad" and "railway" the word "steam." Strike out in line 7, the word "twenty-five" and insert in lieu thereof the word "thirty-five." All to line 12, after the word "conductor," the words "except helper engines in mountain service."

SECTION 4—Insert in line 2, before the words "railroad," "railway," "railroad" and "railway" the word, "steam." Add to said bill the following section:

"Section 6—This act shall be in full force and effect on and after July 1, 1913," and that, as amended, the bill do pass.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 18, introduced by Kirschwing, a bill for an act entitled, "An act to provide for the payment of employes semi-monthly, and to prevent the assignment of wages by an employe to defeat the purposes of this act, and providing a penalty for the violation hereof," beg leave to report back to the House in lieu thereof a substitute measure entitled, "Substitute for House Bill No. 18, introduced by Committee on Labor, a bill for an act entitled, 'An act to provide for the payment of wages of employes and to provide penalties for violations thereof,' and recommend that said substitute bill do pass.

Report adopted.

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred House Joint Memorial No. 6, introduced by MacRae, a Petition to Congress to permit, through such legislation as may be necessary, the use of automobiles in the Yellowstone National Park, having had said House Joint Memorial No. 6 under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred House Joint Memorial No. 5, introduced by Fisher, "A Petition to Congress to enact legislation for the purpose of securing highways through National Forest Reserves," having had said House Joint Memorial No. 5 under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred Senate Joint Memorial No. 3, introduced by Muffy, a Petition to Congress to enact such legislation as will be necessary for the construction of a system of paved public highways connecting the Capitol of the several States of the Union with the National Capitol, and with each other, and also with the principal National Parks, having had Senate Joint Memorial No. 3 under consideration beg leave to report the same back to the House with the recommendation that it be concurred in.

Report adopted.

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

We, your Committee on State Boards and Officers, to whom was referred House Bill No. 282, introduced by Gould, being a bill for an act entitled, "An act to provide for the appointment of a special deputy humane officer, defining his powers and duties and fixing his salary," having had the said bill under consideration respectfully recommended and report that the same do pass.

Report adopted.

Also

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

We, your Committee on State Boards and Officers, to whom was referred Senate Bill No. 88, introduced by Donlan, being a bill for an act entitled, "An act fixing and limiting the amount allowed the members of the State Board of Examiners as expenses when necessarily absent from the State Capitol in the discharge of official duties required by law," having had said bill under consideration respectfully recommend and report the same back that it be concurred in.

Report adopted.

Murray from the Committee on Waterways and Navigation reported as follows:

Mr. Speaker:

Your Committee on Waterways and Navigation to whom was re-

ferred House Bill No. 271, introduced by Murray, a bill for an act entitled, "An act to provide for the inspection of steamboats and all other boats propelled by machinery, sailing craft, ferry-boat and barges other than private pleasure crafts, on any of the navigable waters of the State of Montana, to provide for their inspection and for the appointment of an Inspector of Navigation, to define his duties, to provide for his compensation, and to provide sailing rules for all such boats, including pleasure crafts propelled by machinery, and for the general superintendence and control of navigation by the State Board of Railroad Commissioners; providing further for a violation of its provisions, and to repeal all acts and parts of acts in conflict herewith," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do pass as amended, as follows:

Amend Title of bill by striking out the words "and to repeal," and insert in lieu thereof the words, "repealing Chapter 105 of the Session Laws of the Twelfth Legislative Assembly, and"

Amend Section 18 by striking out the words and figures "One Thousand (\$1000.00)" and insert in lieu thereof the words and figures, "Twelve Hundred Dollars (\$1200.00.)"

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 281, a bill for an act entitled, "An act to amend Section 6355 of the Revised Codes of Montana of 1907, relating to the authority of judges to summon and draw jurors and to the use of said jurors when any District Court in this State is, or may be divided into departments," having had same under due consideration, beg leave to report back to the House with the recommendation that House Bill No. 281 do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 84, a bill for an act entitled, "An act to amend Section 2 of Chapter 91 of the Twelfth Session Laws of 1911, relating to the payment of the expenses of District Judges when holding court in other counties than the counties where they reside," having had same under consideration, beg leave to report the same back with the recommendation that it be not concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 314, a bill for an act entitled, "An act to provide for the employment of convicts confined under sentence in the State prison and in city jails," having had same under due consideration, beg leave to report

back to the House with the recommendation that House Bill No. 314, be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 276, a bill for an act to amend Section 6763 of the Revised Codes of the State of Montana, relating to the trial of causes by the Court, and the hearing and decision of demurrers, motions, etc., and providing the time when the decision of the court or its findings must be given in writing and filed with the clerk, and providing also when the decision of the court must be given upon demurrers, motions, etc., having had same under due consideration, beg leave to report back to the House with the recommendation that House Bill No. 276 be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 263, a bill for an act entitled, "An act to amend Section 7738 of the Revised Codes of Montana, of 1907, relating to appraisement of estate and the value and computation of the inheritance tax thereon," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 115, a bill for an act entitled, "An act to amend Section 292 of the Revised Codes of Montana, 1907, relating to salaries of Judges of the District Court," having had same under consideration, beg leave to report it back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 98, a bill for an act entitled, "An act to amend Section 9258 of the Revised Codes of the State of Montana, of 1907," relating to peremptory challenges of trial jurors by the State in criminal actions," having had same under consideration, beg leave to report the same back with the recommendation that it be not concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 318, a bill for an act entitled, "An act to prevent the issuing or transfer by any person other than a warehouseman or person controlling a place for storing of goods, or any paper in similitude of a warehouse receipt, and prescribing punishment therefor," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 322, a bill for an Act entitled, "An Act to amend Sections 6659 and 6687 of the Revised Codes of Montana of 1907, and to provide for the prorating of all attachments levied within ten days and for notice of attachment by posting," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 199, a bill for an act entitled, "An act to prohibit the manufacture, making, sale, exchange, barter, disposition of, giving away, or keeping for sale any cigarettes, cigarette papers, wrappers, or any papers or wrappers, for the purpose of being filled with tobacco for smoking, and prescribing penalties therefor," having had same under consideration beg leave to report the same back with the recommendation that it be indefinitely postponed.

Walker moved the adoption of the report.

Cookingham moved as a substitute that H. B. No. 199 be printed and placed on General Orders.

On roll call the substitute motion was carried by the following vote:

Ayes—Annin, Blair of Powell, Blake, Burnett, Burns, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mains, Mayfield, Meadors, O'Neill, Poulsson, Prescott, Rhoades, Rowe, Smith, Sullivan, Word, Working and Mr. Speaker—52.

Noes—Carnal, Carroll, Crippen, Cutts, Eliel, Ezekiels, Higgins, Huddleston, Jewell, Johnson, Jordan of Dawson, McMahon, McNally, Murphy, Murray, Norton, Phillips, Sickler, Stewart and Walker—20.

Paired—Jahreiss, Kiley, Nye and Pope—4.

Absent and not voting—Blair of Ravalli, Brower, Davidson, Hough, Hustead, Largey, Lemmon, Spogen, Sweet and Tighe—10.

Sickler from the Committee on Live Stock and Public Ranges re-

ported as follows:

Mr. Speaker:

Your Committee on Livestock and Public Ranges to whom was referred House Bill No. 302, introduced by Sickler, entitled, "An act regulating the slaughtering of cattle and providing for a record of all marks and brands of cattle slaughtered, providing for the inspection of hides thereof, repealing Section 8859 of the Revised Codes of Montana of 1907, and providing a penalty for the violation of this act," having had same under consideration, beg leave to report same back to the House with the recommendation that it do pass, with the following amendment:

By inserting in Section 1, line 11, after the word "attached" the words, "until the same has been inspected as provided in this Act or."

Report adopted.

Also

Holt from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

Your Committee on New Counties and Divisions, to whom was referred House Bill No. 247, introduced by Kemmis, a bill for an act entitled, "An act to amend Section 7, Chapter 112 of the Session Laws of 1911, relating to the adjustment of liabilities and assets between old and new counties," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

Holt from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

Your Committee on New Counties and Divisions to whom was referred House Bill No. 244, introduced by Johnson, a bill for an act entitled, "An act to amend Section 1, Chapter 112 of the Session Laws of 1911, relating to the creation, organization and classification of new counties," having had the said bill under consideration, beg leave to report the same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Johnson from the Committee on State Lands reported as follows:

Mr. Speaker:

Your Committee on State Lands to whom was referred House Bill No. 238, introduced by Collins, a bill for an act entitled, "An act to prevent the sale or lease of State Lands hereafter acquired from the Government in exchange for Section 16 and 36, lying within the Forest Reserve, until the Legislative Assembly of the State of Montana shall have prescribed rules and regulations for the administration thereof," having had same under due consideration, beg leave to report back to the House with the recommendation that same do pass.

Report adopted.

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 329, introduced by McClung, being a bill for an act entitled, "An act declaring void all contracts made by common carriers and corporations and persons engaged in the transportation of persons and freight for hire or otherwise, limiting their liability," having had same under consideration, beg leave to report back to the House with the recommendation that same do pass.

Report adopted.

Also

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 297, introduced by Eliel, being a bill for an act entitled, "An act authorizing the Board of Railroad Commissioners of the State of Montana to order the installation of track scales at all stations which are within incorporated cities and towns," having had same under consideration, beg leave to report back to the House with the recommendation that same do pass.

Report adopted.

Also

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred Senate Bill No. 61, introduced by Stevens, being a bill for an act entitled, "An act providing for a summary method for procuring the right to erect a grain warehouse or grain elevator on railroad rights-of-way," having had same under consideration, beg leave to report back to the House with the recommendation that it be concurred in.

Report adopted.

Also

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred Senate Bill No. 95, introduced by Abbott, being a bill for an act entitled, "An act to amend Section 2 of Chapter 136 of the Session Laws of 1911, relating to the prohibition and regulation of the issuance of reduced or free transportation by common carriers," having had same under consideration, beg leave to report back to the House with the recommendation that it be concurred in.

Report adopted.

Also

Lovelace from the Committee on Railroads and Transportation

reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred House Bill No. 328, introduced by Lovelace, being a bill for an act entitled, "An act to repeal Sections 4363 and 4399 inclusive, Revised Codes of Montana of 1907, and also designated Chapter V., Title VIII, Div. 1, Part IV, of said Code, being the act that created the Board of Railroad Commissioners, and that defined its powers and duties; and also to provide for the disposition of the files, records, fixtures and other property now used by the Board by this Act to be abolished," having had same under consideration, beg leave to report back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds, to whom was referred House Bill No. 309, a bill for an act entitled, "An act for the submission to the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions," said bill being a substitute measure introduced by Committee on State Institutions, Public Buildings and Grounds, in lieu of House Bills Nos. 285 and 203, beg leave to report after due consideration that same be referred to the Judiciary Committee.

Report adopted.

No objection being offered, Mr. Speaker reverted back to the Second Order of Business.

NOTICES OF BILLS.

The following notices were given:

By Phillips: A bill authorizing and prescribing the processes to be used in the making and copying of public records in the public offices in the State of Montana, and amending Section 3022 of the Political Codes (revised codes) of the State of Montana.

By Sullivan: A bill to purchase certain lands to be used in connection with the deaf and dumb school at Boulder, Montana.

MOTIONS AND RESOLUTIONS.

Eliel moved that House Bill No. 296, introduced by Eliel, and recommended for passage by the Committee of the Whole, being a bill relating to the issuance of retail liquor dealers' licenses, be committed to the Committee on Townships and Counties for the purpose of making necessary amendments thereto

Motion prevailed.

On motion of Kelly, the House adjourned at 4:50 P. M. to meet Monday, February 17th at 2:00 P. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Forty-Third Day

Monday, February 17, 1913.

House met pursuant to adjournment at 2:00 P. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fortieth day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Governor:

EXECUTIVE OFFICE,

Helena, Montana.

February 14, 1913.

The Speaker of the House of Representatives,

Helena, Montana:

I have this day approved and deposited with the Secretary of State the following House Bill:

H. B. No. 20. An act to authorize and empower the State of Montana, the University of Montana, the State Normal College, the State Orphans' Home, the State School for the Deaf and Blind, the State School of Mines, the State Reform School, the Soldiers' Home, the Montana State Tuberculosis Sanitarium, the State Asylum for the Insane, the State Penitentiary, and any and all institutions now created or established, or which may hereafter be created or established, supported in whole or in part by the State of Montana for any purpose, to receive and take property, real or personal, by donation, gift, grant, devise, or bequest, for the use and benefit of the State of Montana or of such institutions; and to authorize and permit gifts, donations, grants, bequests, devises and testamentary disposition of property to be made to the State of Montana, and to any of said institutions.

(Signed:) S V. STEWART, Governor.

NOTICES OF BILLS.

The following notices were given:

By Fisher: A bill for an act to amend Section 2928 of the Revised Codes of the State of Montana, as amended by Section 3, Chapter 30 of the Laws of 1911, relating to County Fairs.

By Day: A bill amending Section 3832 of the Revised Codes of Montana of 1907, relating to by-laws of corporations.

By Day: A bill to amend Section 4237 of the Revised Codes of 1907 of the State of Montana, relating to the formation of cemetery associations.

By Collins: A bill appropriating money for the payment of claims of certain persons for services rendered as Members of the Educa-

tional Commission under the provisions of House Bill No. 129 passed by the Twelfth Legislative Assembly and approved March 8th, 1911.

By Prescott: A bill to extend the powers and prescribe additional duties for the Board of Railroad Commissioners of the State of Montana; to cause said Board to prosecute proceedings before the Interstate Commerce Commission; to prevent any members of said Board of Railroad Commissioners from pursuing any other vocation while in office; to provide for the removal of any member from said office; and to prevent railroads and express companies from discriminating for or against any person or locality in this State.

By Clay: A bill to amend Section 2246 of the Revised Codes of 1907 relating to the salary of the State Engineer and providing for reimbursement of the General Fund out of the Carey Fund for his salary for the time spent on Carey Land work.

By Davidson: A bill establishing a game preserve in Rosebud County, fixing the boundaries thereof, and providing penalties for violations.

By Jewell: A bill relating to the bonding of all persons, firms, associations and corporations doing business as abstractors of land title in the State of Montana.

By Jewell: A bill regulating the practice of dentistry in the State of Montana and repealing Sections 1573 to 1584 inclusive of the Political Code of 1907, and acts amendatory thereof.

REPORTS OF STANDING COMMITTEES.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment beg leave to report having delivered to the Governor for approval House Bills, Memorials and Resolutions as follows:

Jan. 15, 1913—House Bills 4 and 6 at 1:20 P. M.

Jan. 27, 1913—Joint Resolution No. 3 at 2:43 P. M.

Jan. 31, 1913—House Bills 5, 8, 9, 10 and 21 at 10:15 A. M.

Feb. 6, 1913—House Bills 13, 51, 54 and 55, and Sub. House Concurrent Resolution No. 1 at 11:00 A. M.

Feb. 7, 1913—House Joint Resolutions Nos. 1 and 2 at 10:50 A. M.

Feb. 13, 1913—House Bills 20, 65, and 75 at 10:35 A. M.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 324, introduced by Lovelace, a bill for an act entitled, "An act appropriating moneys in the General Fund for the purpose of reimbursing owners of dairy cattle slaughtered under the provisions of Chapter 146, Laws of Montana, 1911, and providing for the manner of presenting and form of claims against the State for such reimbursement," beg leave to report back to the House with the recommendation that this bill do not pass for the specified reason that House Bill No. 119 was passed and covers more thoroughly the above bill.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration Senate Bill No. 27, introduced by Williams, a bill for an Act entitled, "An act to establish a Dry Land Sub-Experiment Station on certain lands in Powell county, to be operated with the use of Prison labor, under the direction of the Agricultural College and appropriating money therefor," beg leave to report back to the House with the recommendation that this bill be not concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 242, introduced by Crull, a bill for an act entitled, "An act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of four horses owned by W. C. Jenizen," beg leave to report back to the House with the recommendation that this bill do not pass as there is no law providing for the payment of such claim.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 323, introduced by McNally, a bill for an act entitled, "An act appropriating money for the salary and expenses of the State Traveling Parole Commissioner," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 290, introduced by Appropriation Committee, a bill for an act entitled, "An act to appropriate money from the bounty fund for the payment of certain bounty claims," beg leave to report back to the House with the recommendation that this bill do pass

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 227, introduced by King, a bill for an act entitled, "An act to create a State Bureau of Legislation and Publicity to define its purposes, and provide for its maintenance," beg leave to report back to the House with the following amendments:

Amend Section 2 so as to read as follows:

"Section 2. That said Bureau shall consist of a chief, to be appointed by the State Board of Education, who shall be learned in the law and economics; shall devote this entire time to carrying out the purpose of the Bureau, and shall receive as full compensation for his services the sum of Twenty-two Hundred and Fifty Dollars (\$2250.00) per annum, payable monthly. The members of the Law Faculty, and the Professors of Economics of the University, the State Law Librarian, and the Librarian or Assistant in charge of the Legislative Reference Bureau shall be ex-officio members of said Bureau and render all possible assistance in carrying out the purpose."

"It shall also be the duty of the State Board of Publicity to render all possible assistance in giving publicity to such matters as are recommended by the chief of the Bureau of Legislation and Publicity."

Amend Section 4 by striking out the words "the Secretary," and recommend as amended that this bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 317, introduced by Gould, a bill for an act entitled, "An act to appropriate money for the construction and furnishing of a hospital and other buildings and improvements and repair of old buildings and improvements at the State Orphans' Home at Twin Bridges, Montana," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Gould from the Committee on Dairying reported as follows:

Mr. Speaker:

We, your Committee on Dairying, beg leave to report as follows:

That having had nuder consideration Substitute for Senate Bill No. 73, introduced by Williams, being a bill for an act entitled, "An act to encourage dairying in the State of Montana and to provide compensation to the owners of dairy cattle slaughtered or otherwise disposed of under the laws of this State because of infection with tuberculosis," we report same back to the House with the recommendation that it be concurred in.

Referred to Committee on Appropriations.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred Senate Bill No. 89, by Taylor, being a bill for an act entitled, "An act to amend Section 5815 of the Revised Codes of Montana, relating to liens for services of stallions or jacks, and providing a penalty for the violation of this Act," having had same under consideration, beg leave to report back to the House with the recommendation that the bill be concurred in.

Report adopted.

MESSAGE FROM THE GOVERNOR:

The following communication was received from the Governor:
EXECUTIVE OFFICE,
Helena, Montana.

February 17, 1913.

The Speaker of the House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State, House Bill No. 80, an act defining the duration of liens of mortgages upon real estate and the manner of the extension thereof.

(Signed:) S. V. STEWART, Governor.

The Committee on Judiciary was excused from attendance in the House at 3:10 P. M.

INTRODUCTION OF BILLS.

No objection being offered, Camp and Walker were each granted permission to introduce a bill without previous notice having been given.

The following bills were introduced and placed on file:

By Committee on Labor: H. B. No. 341. A bill for an act entitled, "An act to provide for the payment of wages of employes and to provide penalties for violations thereof,"

By Jordan (Dawson): H. B. No. 342. A bill for an act entitled, "An act to regulate the business of making or compiling abstracts of title to real estate, and to require a bond to be given by all persons, firms, or corporations engaging in such business."

By Camp: H. B. No. 343. A bill for an act entitled, "An act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and repealing all acts and parts of acts in conflict therewith."

By Fisher: H. B. No. 344. A bill for an act entitled, "An act to permit taxidermists to sell within the State of Montana, any and all mounted and preserved dead bodies of any of the birds or animals, or any part thereof, mentioned in the Game Laws of this State, which have been mounted and preserved by said Taxidermists, and to ship and sell the same without the State of Montana, when the owners of said bodies or parts thereof have failed, refused or neglected to pay for said mounting and preservation, and after said taxidermists have made written reports thereof, to said Game Warden, as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict therewith,"

By Cutts: H. B. No. 345. A bill for an act entitled, "An act to amend Section 545 of the Revised Codes of Montana of 1907, relating to the form of ballot."

By Gould: H. B. No. 346. A bill for an act entitled, "An act defining the duties of District Judges, relating to the examination and approval of official bonds of County, Township and School District Officers, and other bonds required by law."

By Rhoades: H. B. No. 347. A bill for an act entitled, "An act to establish a system of examination for newspaper writers and editors:

fixing the fees to be charged for licenses and the disposition of the fund thus created; and providing penalties for violation of the provisions of this Act."

By Brower: H. B. No. 348. A bill for an act entitled, "An act to amend Section 7083 of the Revised Codes of Montana of 1907, relating to Justices Courts and who entitled to costs."

By McNally: H. B. No. 349 (read at length). A bill for an act entitled, "An act to amend Sections 1, 2, 3 and 4 of Chapter 116 of the Montana Session Laws of 1911 relating to the establishment of a State Board of Poultry Husbandry, providing the duties of such Board, and appropriating money therefor."

By McNally: H. B. No. 350. A bill for an act entitled, "An act appropriating money from the Fish and Game Fund for the payment of the salary of the Clerk of the Montana State Fish Commission as provided in Chapter 106, Laws of the Twelfth Legislative Session."

By Phillips: H. B. No. 351. A bill for an act entitled, "An act authorizing and prescribing the processes to be used in the making and copying of public records in the public offices of the State of Montana, and amending Section 3032 of the Political Code (Revised Codes) of the State of Montana."

By Judiciary Committee: H. B. No. 352. A bill for an act entitled, "An act to amend Section 6315 of the Revised Codes of Montana of 1907 as amended by Chapter 114 of the laws of 1909, relating to the causes in which judges may be disqualified."

By Camp: H. B. No. 353. A bill for an act entitled, "An act providing for an action by any person or persons interested in real estate to determine conflicting claims to real property; providing for joinder of all persons known, claiming any right, title and interest in such property, and for the joinder of all other persons unknown, claiming any right, title and interest in the property, and providing for the service upon such unknown persons by the publication of summons and other purposes."

By Burnett: H. B. No. 354. A bill for an act entitled, "An act defining and regulating theaters; providing for aisles therein, and prescribing the means of ingress and egress therefrom."

By Cookingham: H. B. No. 355. A bill for an act entitled, "An act relating to divorce or dissolution of marriage; prohibiting remarrying within six months; providing punishment for a violation of the provisions of this act; and requiring County Attorneys to resist undefended actions for divorce."

By Cookingham: H. B. No. 356. A bill for an act entitled, "An act to amend Section 5769 of the Revised Codes of Montana of 1907, relating to the foreclosure of Chattel Mortgages."

READING OF SENATE BILLS.

S. B. No. 22 read first and second times at length and referred to Committee on Appropriations.

S. B. No. 112, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 113, read first and second times by title only and re-

ferred to Committee on Judiciary.

S. B. No. 59, read first and second times by title only and referred to Committee on Affairs of Cities.

Sub, S. B. No. 50, read first and second times at length and referred to Committee on Appropriations.

S. B. No. 142, read first and second times by title only and referred to Committee on House Employees.

READING OF HOUSE BILLS.

H. B. No. 341, read first and second times by title only and referred to Committee on Printing.

H. B. No. 342, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 343, read first and second times by title only and referred to Committee on Irrigation and Water Rights.

H. B. No. 344, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 345, read first and second times by title only and referred to Committee on Privileges and Elections.

H. B. No. 346, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 347, read first and second times by title only and referred to Committee on Public Morals, Charities and Reforms..

H. B. No. 348; read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 349, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 350, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 351, read first and second times by title only and referred to Committee on State Boards and Officers..

H. B. No. 352, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 353, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 354, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 355, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 356, read first and second times by title only and referred to Committee on Judiciary.

MOTIONS AND RESOLUTIONS.

Durkan moved that we extend a vote of thanks to the Chamber of Commerce in the Red Apple City for the grand reception given us there.

Motion adopted unanimously.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment has delivered to the Governor for

his approval, this day at 2:20 P. M., House Bill No. 80, introduced by Day, an act defining the duration of liens of mortgages upon real estate and the manner of the extension thereof.

Largey moved that the Committee on Banks and Banking be excused. Motion prevailed and the Committee was excused at 4:00 P. M.

MESSAGES FROM THE SENATE.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Roads, Highways and Bridges, to whom was referred Senate Bills numbered 90 and 92, being an act to establish a Montana State Highway, today reported a substitute for said Senate Bills numbered 90 and 92, and recommending that said substitute do pass, and that said Senate Bills numbered 90 and 92 be indefinitely postponed. The report was adopted and said Substitute Bill was referred to Committee on Printing.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 14, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that pursuant to the provisions of Joint Rule No. 23, the Senate today named the following Senators to be members of the Steering Committee provided for in said rules:

BYRNES,
MUFLY,
DEARBORN,
BURLINGAME,
SELWAY.

Very respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred H. B. No. 49, today reported, recommending that same be not concurred in; that the report was adopted, and bill is returned herewith.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were given this day as follows:

By Byrnes: A bill for an Act entitled, "An Act to regulate the exchange of passes, franks and exchange service between Public Service Corporations."

By O'Shea: A bill for an Act entitled, "An Act to prescribe further duties and powers for the State Examiner; to cause the books and accounts of all incorporated cities and towns, and the books and accounts of school districts of the first and second class to be examined at least once each year; to provide for the payment of fees for the examination thereof, and also to allow the State Examiner to appoint another deputy."

Respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

S. B. No. 157, by Committee on Roads, Highways and Bridges: A bill for an Act entitled, "An Act to establish a Montana State Highway Commission; defining its duties and powers and providing for its compensation; providing for a State Highway Commission and appropriating money therefor."

Committee on Printing.

S. B. No. 158, by Leighton: An Act to prevent procreation of idiots, feeble minded and insane persons and others.

Public Morals Committee.

S. B. No. 159, by Whiteside: A bill for an Act entitled, "An Act to amend Section 32 of Chapter 57 of the Twelfth Legislative Assembly of the State of Montana, being an Act providing for a commission form of government for cities; providing for the election of officers therein; defining their duties and powers and providing for their compensation.

To Committee on Counties, Towns and Municipal Corporations.

S. B. No. 160, by Larson: A bill for an Act entitled, "An Act to legalize proceedings of the Board of County Commissioners of any county and elections held and bonds hereafter issued pursuant thereto for the construction of highways and bridges."

To Committee on Roads, Highways and Bridges.

Very respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Public Buildings to whom was referred S. B. No. 148, committee substitute for S. B. Nos. 64 and 118, being a bill for an Act entitled, "An Act to authorize the State of Montana to become indebted in the sum of \$50,000.00 for an executive mansion at Helena, Montana, and for the equipment and furnishing of the same, and for the submission of this law to the qualified Electors of the State of Montana at the next general election," today reported, recommending that same do pass, and that the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Public Morals, to whom was referred S. B. No. 140, being a bill for an Act entitled, "An Act authorizing the Bureau of Child and Animal Protection to contract with corporate societies for placing homeless children in good family homes; and providing for the expense thereof," today reported, recommending that same do pass, and that the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Public Morals, to whom was referred S. B. No. 149, being a bill for an Act entitled, "An Act to amend Sections 1587, 1591 and 1593 of the Revised Codes of the State of Montana, regulating the practice of medicine in the State of Montana, the examination of applicants may be examined, practice of medicine without a certificate and providing penalties therefor, and providing compensation of the members of the Board of Medical Examiners," today reported, recommending that same do pass, and that the report was adopted and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. Nos. 45, 91, 78,, 100, 128, 105, 125 and 133 were today reported correctly engrossed.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Military Affairs, to whom was referred S. B. No. 122, being a bill for an Act entitled, "An Act to amend Sections 1290 and 1291, Chapter 6, of the Political Code, Revised Codes of 1907, designating who shall be eligible to admission into the State Home for Soldiers, Sailors and Marines," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Military Affairs, to whom was referred S. B. No. 86, being a bill for an Act entitled, "An Act to amend Section 1291, Chapter 6, of the Political Code, Revised Codes of 1907, authorizing the admission of wives and widows of soldiers or sailors into the Soldiers' Home," today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 11, being a bill for an Act entitled, "An Act providing for regular and special terms of court in districts comprising more than one county, and for the transfer of cases from one county to another in the same judicial district," today reported, recommending that the same be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 150, being a bill for an Act entitled, "An Act to amend Section 3116 of the Revised Codes of Montana (1907) relating to the salaries of county officers," today reported, recommending that the same be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred S. B. No. 155, being a bill for an Act entitled, "An Act to provide for the publication of the proceedings of the Board of County Commissioners and all legal advertising," today reported, recommending that the same be indefinitely postponed, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred S. B. No. 39, being a bill for an Act entitled, "An Act to amend Sections 2608, 2609, 2610, 2611, 3353 and 3355 of the Revised Codes, so as to require the performance by County Assessors of certain duties in relation to revenue heretofore performed by County Clerks," today reported, recommending that the bill be placed on general file, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 129, Senate Joint Resolution No. 3 and Senate Joint Memorial No. 4 were today reported correctly printed.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Public Morals, to whom was referred H. B. No. 96, today reported, recommending that the bill be concurred in, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate, having had under consideration business on the General File, today reported, recommending:

That S. B. No. 116, do pass, as amended.

That S. B. No. 136 do pass.

That S. B. No. 41 do pass.

That S. B. No. 115 do pass.

That S. B. No. 58 do pass.

That S. B. No. 117 do pass.

That S. B. No. 127 do pass.

That S. B. No. 129 do pass.

That H. B. No. 90 be concurred in.

And that the report was adopted.

Very respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana,

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a majority of the Committee on Labor and Capital, to whom was referred S. B. No. 34, being a bill for an Act entitled, "An Act providing for the payment of compensation to certain employes for accidental injuries suffered in the course of their employment, and defining the rights, remedies and liabilities of certain employers engaged in extra hazardous occupations," today reported, recommending that same do pass, with the following amendment:

Section 1. By adding after the word "railways" in line 3 of said section, the words "as hereinafter defined."

Section 2. By adding after the word "railways" in line 2 of said section, the words "excepting steam railways"; and by striking out on line 2 of said section the words "steam railways."

Section 12. By striking out on line 6 and 7 of said sections, the words, "the same fees are now allowed the public administrator for administration upon personal estates of decedents," and substituting in lieu thereof, the words "a fee of one (1) per cent upon the amounts accounted for by him."

That the report was adopted, and bill referred to the General File.
Also

That the Committee on Judiciary, to whom was referred S. B. No. 108, being a bill for an Act entitled, "An Act limiting the compensation of attorneys for services in the collection of claims for the injuries and death of employees, and providing penalties for violation thereof, and relating to contracts for compensation for such services," today reported, recommending that the bill do pass, with the following amendments:

Amend said bill by striking out the word "ten" in line 7 of Section 1, and inserting in lieu thereof the word "twenty."

Amend said bill by striking out the word "five" in line 12 of Section 1, and inserting in lieu thereof the word "ten."

Amend said bill by striking out the word "fifteen" in line 19 of Section 1, and inserting in lieu thereof the words "twenty-five."

Amend said bill by striking out the last line of Section 1, the word "fifteen," and inserting in lieu thereof the words "twenty-five."

That the report was adopted and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 14th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times, were today passed, title agreed to and are transmitted herewith for concurrence :

S. B. No. 101, being a bill for an Act entitled, "An Act to amend Section 1840 of the Revised Codes of 1907, relating to the quarantine of domestic and Texas cattle; and providing that before declaring a quarantine the veterinary shall exhibit to the owner or persons in charge a specimen of the parasite under microscope or otherwise for his inspection."

S. B. No. 125, being a bill for an Act entitled, "An Act to enable the State Agricultural College to buy and sell hog cholera serum to experiment therewith and to appropriate \$1,000.00 to carry out the purpose of this Act."

S. B. No. 128, being a bill for an Act entitled, "An Act to amend Section 3456 of the Revised Codes of Montana of 1907, relating to notice of sale of city bonds.

S. B. No. 45, being a bill for an Act entitled, "An Act appropriating money to provide exhibits at the Panama-Pacific International Exposition and the Panama-California Exposition, and to pay expenses incurred in connection therewith."

S. B. No. 104, being a bill for an Act entitled, "An Act to exempt women and children from the payment of a license to fish in the waters of Montana."

S. B. No. 78, being a bill for an Act entitled, "An Act to improve the conditions affecting the health of certain workmen engaged in operating street railway cars, or trolley cars; and providing for the heating of street car or trolley car vestibules during certain seasons."

S. B. No. 100, being a bill for an Act entitled, "An Act to amend Section 7641 of the Revised Codes of Montana of 1907, relating to accounts of executors or administrators of their personal representatives in case of death."

S. B. No. 91, being a bill for an Act to fix, define and determine the boundaries of Lincoln county, Montana.

S. B. No. 133, being a bill for an Act entitled, "An Act to amend Section 8447 (636) of the Penal Code, relating to trademarks."

Very respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to transmit to your Honorable Body the enclosed copy of resolution, which was this day adopted by the Senate.

Respectfully,

SETH MAXWELL,
Acting Secretary.

WHEREAS, A communication from the Honorable House of Representatives to the Senate was received and accepted on February 14th, which officially informed this body that the Speaker of the House of Representatives had appointed five members of the Joint Steering Committee in compliance with Joint Rule No. 23, consisting of the following persons:

PRESCOTT,
LEMMON,
SPOGEN,
ELIEL,
CARNAL.

AND, WHEREAS, In subsequent communication the Honorable House of Representatives advised the Senate that Spogen and Carnal had resigned from said committee, and that Sickler and Jordan of Dawson county were appointed to fill the two vacancies so created, and

WHEREAS, A communication conveys the intelligence that Prescott, Sickler and Eliel have also resigned from said committee, thereby creating three vacancies in the House branch of the Joint Steering Committee, and that a subsequent communication shows that five persons were named to fill three vacancies created by the resignation of Prescott, Sickler and Eliel, and

WHEREAS, It now appears from official communications from the Honorable House of Representatives to the Senate that seven persons have been appointed to the House branch of the Joint Steering Committee instead of five members as provided by Joint Rule No. 23,

NOW, THEREFORE, in order to facilitate the business of this session, and to secure speedy action on the many important measures now pending before this legislative assembly, in which the citizens of this State are deeply interested,

BE IT RESOLVED, That the Senate respectfully request that the Honorable House of Representatives designate which three of the last five appointees shall act as members of the Joint Steering Committee to the end that five members from the House may act with the like committee from the Senate, as provided for by Joint Rule 23 now governing the action of this Legislative Assembly.

A true copy.

(Signed) SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate did not concur in the House Amendment to S. B. No. 20, and that the President of the Senate has this day appointed Senators O'Shea, Whiteside and Edwards as members of a Joint Conference committee on said bill and the amendment thereto.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Cutts moved as follows:

Mr. Speaker:

I move you that pursuant to the request and resolution of the Honorable Senate it be informed to the effect: that the Speaker has appointed as House members of the Joint Steering Committee the following:

WALKER,
DAY,
SICKLER,
ELIEL,
CRIPPEN,

That this committee has been appointed as provided in Joint Rule 23 and that all other appointments have been and are hereby vacated according to parliamentary law.

Motion prevailed.

Day moved that a Conference Committee be appointed in compliance with the request of the Senate, regarding S. B. No. 20.

Motion prevailed and Mr. Speaker appointed the following committee:

LARGEY,
ANNIN,
WALKER.

No objection being offered, the Committee on Labor was excused at 4:20 P. M.

On motion of Day, the House resolved itself into a Committee of the Whole for the further consideration of H. B. No. 36, in General Orders.

GENERAL ORDERS.

McNally in the chair.

House resumed.

Mr. Speaker in the chair.

McNally from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 36, having had same under consideration, beg leave to report same back to the House with the recommendation that same be recommitted to the Committee on Highways.

Report of Committee of the Whole adopted.

On motion of Spogen the House adjourned at 6:00 P. M. to meet tomorrow at 10:00 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Forty-Fourth Day

Tuesday, February 18, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-third day and find same to be correct.

Report adopted.

REPORTS OF STANDING COMMITTEES.

Prescott from the Committee on House Employees reported as follows:

Mr. Speaker:

Your Committee on House Employees to whom was referred S. B. No. 142, a bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly," having had same under due consideration, beg leave to recommend that the same be amended as follows:

Amend line 16, Section 1, by adding after the word "Secretary" the words, "and Post Master Joint Assembly";

Amend line 17, same section, by striking out the word "each" and inserting in lieu thereof the word "such," and adding after the words "Clerk," "Doorkeeper," "Janitor," the letter "s" in same line;

Also

Amend line 17, section 1, by changing the word "watchman" to "watchmen," and by adding after the word "watchmen," the following: "as each may from time to time be required."

And amend line 17, same section, by adding the word "the" after the word "and."

And beg leave to report back to the House with the recommendation that S. B. No. 142 be concurred in as amended.

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration H. B. No. 148, introduced by Murphy, a bill for an act entitled, "An

Act for a warning card system and a number system for the protection of linemen, employees, electricians or person or persons working in or about central stations and in overhead and underground work of electrical plants and appliances, telephone and telegraph plants and appliances; and providing the minimum number of persons to be employed; and providing for the protection of wires and regulating and placing, erecting, use and maintenance of electric poles, wires, cables and appliances of high voltage circuits, defining a dangerous electric voltage, and defining the adoption of the National Electric Code, and prescribing a punishment for the violation thereof," beg leave to report same back to the House in lieu thereof a substitute measure entitled, "Substitute for H. B. No. 148, introduced by Committee on Labor, a bill for an Act entitled, 'An Act providing for the placing, erection, use and maintenance of electric poles and appliances for the safeguarding of the public and providing for a warning card system for the protection of linemen, employees, electricians or persons working in and about central stations and in overhead and underground work of electrical plants and appliances, telephone and telegraph plants and appliances; and providing for the protection of wires and regulating and placing, erecting, use and maintenance of electric poles, wires, cables and appliances of high voltage circuits, defining a dangerous electric voltage, and prescribing penalties for the violation thereof,'" and recommend that said substitute bill do pass.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration H. B. No. 331, introduced by Kirschwing, a bill for an Act entitled, "An Act to prevent blacklisting of wageworkers and all other employees, or imposing conditions on the employment of such wageworkers and other employees, other than as to the efficiency of such persons, and fixing penalties for the violation of this Act," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration H. B. No. 304, introduced by Rhoades, a bill for an Act entitled, "An Act to regulate the number of men that shall constitute a crew on certain size coal burning steam locomotives within this State, and prescribing penalties for the violation thereof," beg leave to report the same back to the House with the recommendation that the bill be amended as follows:

Insert in line 7 of Section 1, after the words "running light," the words, "or in helper service on grades of not more than thirty-one miles," and that as amended the bill do pass.

Report adopted.

Walker from the Committee on Juriciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 295, a bill for an Act entitled, "An act to legalize sales of real property belonging to counties by Boards of County Commissioners," having had under consideration said bill, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Juriciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 310, a bill for an Act entitled, "An Act to amend Sections 110 and 111, Revised Codes of Montana of 1907, relating to form of ballot to be prepared and voted when initiative and referendum measures are to be submitted to the voters," after having had same under consideration, beg leave to report same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Juriciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 264, a bill for an Act entitled, "An Act to amend Section 297 of the Revised Codes of Montana of 1907, relating to the compensation of Marshal of the Supreme Court," after having had same under consideration, beg leave to report same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Juriciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 217, a bill for an Act entitled, "An Act relating to religious corporations, and providing for the incorporation, power and management of Diocesan Corporations and for Parish or local corporations," having had same under consideration, beg leave to report same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Juriciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 113, a bill for an Act entitled, "An Act to repeal Sections 8290, 8291, 8292, 8293, 8295, 8296, 8297, 9282, of the Revised Codes of 1907, relating to the crimes of murder and manslaughter, defining the crime of unlawful homicide and fixing the punishment therefor, declaring the burden of proof in certain cases and giving general form of indictment and information," having had under consideration said bill, beg leave

to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Juriciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 112, a bill for an Act entitled, "An Act to repeal Sections 8621, 8622 and 8624 of the Revised Codes of 1907, relating to burglary, and declaring the punishment for the crime of burglary," having had same under consideration, beg leave to report the same back with the recommendation that it be not concurred.

Report adopted.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 1, 105, 196, 200, 237, 273 and 287 and same were placed on General Orders.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Committee on Labor: H. B. No. 357. A bill for an Act entitled, "An Act providing for the placing, erection, use and maintenance of electric poles and appliances for the safeguarding of the public and providing for a warning card system for the protection of linemen, electricians, or persons working in and about Central Stations and in overhead and underground work of Electrical Plants and Appliances, telephone and telegraph plants and appliances; and providing for the protection of wires and regulating and placing, erecting, use and maintenance of electric poles, wires, cables and appliances of high voltage circuits, defining a dangerous electric voltage, and prescribing penalties for the violation thereof."

By Prescott: H. B. No. 358. A bill for an Act entitled, "An Act to extend the powers and prescribe additional duties for the Board of Railroad Commission of the State of Montana; to cause said Board to prosecute proceedings before the Interstate Commerce Commission; to prevent any members of said Board of Railroad Commission from pursuing any other vocation while in office; to provide for the removal of any member from said office; and to prevent railroads and express companies from discriminating for or against any person or locality in this State."

By Stewart: H. B. No. 359. A bill for an Act entitled, "An Act further to safeguard the lives of persons engaged in the railway service by requiring the use of storm windows on locomotives, making it an offense to operate such in such want of repair as that steam escaping from same shall obscure the view of the engineer operating it, prohibiting the use of "Flangers" attached to locomotives drawing trains of cars, and requiring engineers and firemen to be able to understand and speak the English language."

By Hustead: H. B. No. 360. A bill for an Act entitled, "An Act

appropriating money to purchase additional land for the State Orphans' Home at Twin Bridges, Montana."

By Davidson: H. B. No. 361. A bill for an Act entitled, "An Act to establish a Game Preserve and to prohibit the hunting of game animals and game birds within certain districts in the State of Montana; defining the boundaries of said districts and fixing penalties for the violation thereof."

By Day: H. B. No. 362. A bill for an Act entitled, "An Act to provide for library extension through the establishment and maintenance of county free libraries and the creation of a State Board of Commisisoners; and to repeal Sections 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1033, 1035, Revised Codes of 1907."

By Sullivan: H. B. No. 363. A bill for an Act entitled, "An Act appropriating money for the purchase of additional farm lands to be used in connection with the Montana School for the Deaf and Blind at Boulder, Montana."

By Fisher: H. B. No. 364. A bill for an Act entitled, "An Act to amend Seciton 2928 of the Revised Codes of the State of Montana, as amended by Section 3, Chapter 30 of the Laws of 1911, relating to County Fairs."

By Day: H. B. No. 265. A bill for an Act amending Section 2852 of the Revised Codes of Montana of 1907, relating to By-Laws of Corporations."

By Jewell: H. B. No. 366. A bill for an Act entitled, "An Act to require all persons and corporations engaged in the business of furnishing abstracts of title to give bond in the sum of Ten Thousand (\$10,000.00) Dollars to protect those who may be damaged by the negligence, inefficiency, or fraud of persons engaged in said vocation; to provide for admission in evidence of certain abstracts in the courts; to entitle abstractors to receive certificates, and to provide for the revocation of said certificates, and the punishment of those who do business without filing a bond."

By Jewell: H. B. No. 367. A bill for an Act entitled, "An Act regulating the practice of dentistry in the State of Montana, for the appointment of a Board of Examiners, for defraying the expense of said Board; defining the qualifications of dentists; providing for the licensing of dentists, and for the revocation of said licenses; defining the practice of dentistry; defining illegal practice of dentistry, and for the punishment thereof; and for the repeal of Sections 1573, 1574, 1575, 1576, 1577, 1578, 1579, 1580, 1581, 1582, 1583 and 1584 of the Revised Codes of Montana of 1907, and all Acts amendatory thereof."

By Holt: H. B. No. 368. A bill for an Act entitled, "An Act to amend Chapter 80 of the Session Laws of 1911 entitled, 'An Act relating to and regulating the sale of coal within the State of Montana, requiring all persons, associations and corporations retailing or selling at retail, coal of any kind, to take out a license and providing penalties for violation of this Act.'"

Mr. Speaker at this time announced that he was about to sign S. B. No. 31, a bill for an Act entitled, "An Act to amend Section

6121 of the Revised Codes of Montana (1907), relating to injunctions." Also

S. B. No. 54, a bill for an Act entitled, "An Act to amend Sections 1639, 1640, 1642, 1643, 1644, 1647, 1648, 1649, 1650, 1651, 1652, 1655, 1656, 1657, 1659, 8444, of the Revised Codes of 1907 and to amend Section 1641 of said Codes as the same was amended by Chapter 10 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana and to repeal Sections 1658 and 8468 of said Codes, all relating to the inspection and operation of steam boilers within the State of Montana, and including the examination and licensing of engineers therefor," and sign same in the presence of the House.

READING OF SENATE BILLS.

S. B. No. 45, read first and second times at length and referred to Committee on Appropriations.

S. B. No. 78, read first and second times by title only and referred to Committee on Affairs of Cities.

S. B. No. 91, read first and second times by title only and referred to Committee on Townships and Counties.

S. B. No. 100, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 101, read first and second times by title only and referred to Committee on Livestock and Public Ranges.

S. B. No. 104, read first and second times by title only and referred to Committee on Fish and Game.

S. B. No. 125, read first and second times at length and referred to Committee on Appropriations.

S. B. No. 128, read first and second times by title only and referred to Committee on Affairs of Cities.

S. B. No. 133, read first and second times by title only and referred to Committee on Judiciary.

READING OF HOUSE BILLS.

H. B. No. 357, read first and second times by title only and referred to Committee on Printing.

H. B. No. 358, read first and second times by title only and referred to Committee on State Boards and Officers.

H. B. No. 359, read first and second times by title only and referred to Committee on Railroads and Transportation.

H. B. No. 360, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 361, read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 362, read first and second times by title only and referred to Committee on Libraries.

H. B. No. 363, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 364, read first and second times by title only and referred to Committee on Fairs and Expositions.

H. B. No. 365, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 366, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 367, read first and second times by title only and referred to Committee on Sanitary Affairs.

H. B. No. 368, read first and second times by title only and referred to Committee on Corporations other than Municipal.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

February 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 90, having been read three several times, was today concurred in, title agreed to and is returned herewith.

Very respectfully,

SETH MAXWELL,
Acting Secretary.

Enclosure:

H. B. No. 90.
Senate Chamber,
Helena, Montana.

February 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 158, introduced by Leary, being an Act entitled, "An Act to prohibit procreation of idiots, feeble minded and insane persons and others," today reported, recommending that the bill be printed, placed on General Orders, and that the report was adopted, and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole Senate to whom was referred business on General File, today reported, recommending:

That Senate Joint Memorial No. 4 do pass.

That Senate Joint Memorial No. 3 do pass.

That S. B. No. 39 do pass, as amended.

That S. B. No. 34 do pass, as amended.

That H. B. No. 96 be referred to the Judiciary Committee, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17th, 1913

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read first and second times and referred :

H. B. No. 183, introduced by the Appropriation Committee. A bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for transporting prisoners."

To Committee on Finance and Claims.

H. B. No. 184, by the Appropriation Committee: A bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund for the payment of certain deficiency claims incurred by expense in office of State Game Warden."

To Committee on Fish and Game.

H. B. No. 187, by Appropriation Committee: A bill for an Act entitled, "An Act appropriating money for the payment of deficiency claims for the maintenance appropriation for the School of the Deaf and Blind."

To Committee on Finance and Claims.

H. B. No. 190, by the Appropriation Committee: A bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims on account of requisitions."

To Committee on Finance and Claims.

H. B. No. 191, by Appropriations Committee: "A bill for an Act authorizing the payment of certain Bounty Claims and appropriating money from the State Bounty Fund for the payment thereof."

To the Committee on Fish and Game.

H. B. No. 193, by the Appropriation Committee: A bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for expenses of Judges presiding at trials outside their own districts, and also for the payment of certain deficiency for expenses incurred by District Judges on account of holding court in counties other than the counties where they reside as provided by Chapter 91, Session Laws enacted by the Twelfth Legislative Assembly."

To Committee on Finance and Claims.

H. B. No. 66, by Crippen: A bill for an Act entitled, "An Act to increase the powers of cities by conferring upon City Councils the power to levy a special tax for the special purpose of installing an electric lighting system provided same shall have first been authorized by a majority vote of the tax payers affected thereby."

To Committee on Cities, Towns and Municipal Corporations.

H. B. No. 101, by Prescott: A bill for an Act entitled, "An Act to amend Sub-section 7 of Section 6825 of the Revised Codes of Montana of 1907, relating to the exemption of earnings for personal services of judgment debtors who are heads of families."

To Committee on Counties, Towns and Municipal Corporations.

H. B. No. 78, by Mayfield: A bill for an Act entitled, "An Act to provide that aliens shall pay a gun license and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the Fish and Game Warden and his deputies and to provide for the disposition of the fines so collected."

To Committee on Fish and Game.

H. B. No. 113, by Day: A bill for an Act entitled, "An Act providing for the appointment of a commission to participate in the celebration of the Fiftieth Anniversary of the Battle of Gettysburg and appropriating a fund of Two Thousand Dollars to defray the expenses thereof."

To Committee on Military Affairs.

Sub. for H. B. No. 124, by Committee on Sanitary Affairs: A bill for an Act entitled, "An Act to establish a Board of Examiners for nurses; providing that the Governor may issue a license or certificate of registration to persons engaged in the profession of nursing the sick and fixing penalties for any violation of this Act."

To Committee on Public Morals.

H. B. No. 181, by Blake: A bill for an Act entitled, "An Act to exempt honorably discharged sailors and soldiers of the War of the Rebellion and honorably discharged soldiers and sailors of the War With Spain, the Philippine Insurrection or the Boxer Uprising in China from the payment of Road and Poll tax."

To Committee on Military Affairs.

Respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred :

S. B. No. 61, by Byrnes: A bill for an Act entitled, "An Act to regulate the exchange of passes, franks and free service, between certain common carriers and certain public utilities in the State of Montana."

To Committee on Railroads and Transportation.

S. B. No. 162, by Dearborn: A bill for an Act entitled, "An Act to amend Sections 5 and 16 of Chapter 148, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act to create and establish the office of State Fire Marshal; to provide for his appointment, fixing his salary and defining his duties and defining the duties and powers of certain other officials in relation thereto,' providing for the appointment of deputy Fire Marshals, and enlarging the powers of the State Fire Marshal."

To Committee on Counties, Towns and Municipal Corporations.
Very respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 41, 58, 127, 129, 116, 117, 115 and 136 were today reported correctly engrossed.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred S. B. No. 151, being a bill for an Act entitled, "An Act to define the word "sale" as used in the statutes of the State of Montana, with relation to the sale of Fish and Game, the sale of which is prohibited by law," today reported, recommending that same do pass; that the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Roads, Highways and Bridges, to whom was referred S. B. No. 160, being a bill for an Act entitled, "An Act to legalize proceedings of the Board of County Commissioners of any county and elections and bonds thereafter issued pursuant thereto for the construction of highways and bridges," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was referred House Joint Memorial No. 2, today reported, recommending that same be concurred in, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 79, 102, 121, 135, 160, and Railroad Commissioners Report were today reported correctly printed.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Election and Privileges, to whom was referred S. B. No. 137, being a bill for an Act entitled, "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XVI., of the Constitution of the State of Montana, relating to officers, their election and appointment and their terms of office other than officers named in the Constitution," today reported, recommending that the bill be printed, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Insurance, to whom was referred H. B. No. 86, today reported, recommending that same be concurred in. That the report was adopted.

Also

That the Committee on Public Lands, to whom was referred House Joint Memorial No. 1, today reported, recommending that same be concurred in. And that the report was adopted

Also

That the Committee on Public Lands, to whom was referred House Joint Resolution No. 5, today reported, recommending that same be concurred in, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that

the Committee on Public Morals, to whom was referred S. B. No. 144, being a bill for an Act entitled, "An Act to prohibit certain labors on Sunday, and regulating other labors, and prescribing penalties for the violation of the provisions of this Act," today reported, recommending that the same be printed and put on general orders. That the report was not adopted, and further consideration of said bill was indefinitely postponed.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following memorial was introduced, read first and second times, and referred to Committee on Public Lands:

Senate Joint Memorial No. 5. A petition to Congress to set aside 25 per cent of the revenue derived from National Forest for the construction of highways.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 17, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, today informed the Senate that he had approved and deposited with the Secretary of State the following Senate Bills:

Sub. S. B. No. 16, an Act to require railroad companies to maintain suitable crossings at the intersection of public roads with any line of tracks of such railroad company.

S. B. No. 55, An Act to amend Section 35 of Chapter 113 of the Session Laws of 1911 of the State of Montana, relating to the registration of Electors and providing that Electors otherwise qualified shall not be required to register in order to vote at school elections in school districts of the third class.

S. B. No. 56, An Act to authorize the attendant of the Supreme Court to exercise the functions and perform the duties of the Clerk of the Supreme Court whenever said Clerk is incapacitated or absent.

S. B. No. 57, An Act to provide that persons convicted of certain offenses may be given the benefits of a suspended sentence, and providing for the supervision and care of such persons.

S. B. No. 62, An Act relating to the erection of platforms by railroads.

S. B. No. 65, An Act to amend Section 149 of Chapter III, Title I,

Part III. of the Revised Codes of 1907 of the State of Montana, relating to the salary of the Governor of the State of Montana.

S. B. No. 66, An Act to amend Section 3180 of the Revised Codes of the State of Montana, relating to trial jurors.

S. B. No. 70, An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in irrigation district bonds, in addition to other securities in which such insurance companies are now authorized to invest funds of such companies.

S. B. No. 71, An Act to amend Section 2199 of the Revised Codes of the State of Montana, of 1907, relating to the giving of notice to the State Board of Land Commissioners of certain bond sales and prescribing penalties for failure to comply with such provision.

Respectfully,

SETH MAXWELL,

Acting Secretary.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders and that the time for the consideration of S. B. No. 10 be limited to two hours.

GENERAL ORDERS.

Fisher in the chair.

House resumed.

Mr. Speaker in the chair.

Fisher from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred S. B. No. 10, an Act making the Board of Railroad Commissioners of the State of Montana ex-officio a public service commission for the regulation and control of certain public utilities, prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for services rendered by such public utilities, providing penalties for violation of the provisions of this Act, authorizing such Public Service Commission to appoint an Expert Engineer and to employ clerks and assistants, and making an appropriation for carrying out the provisions of this Act, having had same under consideration, beg leave to report progress and beg leave to sit again.

Report of the Committee of the Whole adopted.

On motion of Walker, the House took a recess at 11:50 A. M. until 2:00 P. M.

AFTERNOON SESSION.

House met pursuant to recess at 2:00 P. M.

Mr. Speaker in the chair.

Roll call and quorum found present.

On motion of Prescott, S. B. No. 142 was withdrawn from General Orders and referred to the Committee on House Employees.

MESSAGE FROM THE SENATE.

The following communication was received from the Senate:

WHEREAS, The Joint Rules of the Senate and House of Represent-

tatives and Joint Rule No. 23 thereof provides as follows:

"The Senate shall appoint a committee of five members and the House shall appoint a like committee of five members, each House acting under its own rules, and the ten members so appointed shall constitute a Steering Committee, which, on and after the fortieth day, shall fix the order of consideration of all bills, memorials and resolutions coming before the Senate or the House, provided, however, that in the Senate all House measures shall be first considered, and in the House all Senate measures shall be first considered."

"All reports of said Committee shall be signed by the chairman of each branch of the committee and said committee shall at all times be subject to a concurrent majority vote of both the Senate and House."

AND, WHEREAS, by communications received from the Honorable House of Representatives it appears that on the 14th day of February, 1913, the Speaker of the House of Representatives, acting in pursuance of the rules of said House, appointed five members of said Joint Steering Committee, consisting of the following: Prescott, Lemmon, Spogen, Eliel and Carnal;

AND, WHEREAS, on the fortieth day of the session the Senate, acting according to its rules, appointed as members of said Joint Steering Committee the following: Byrnes, Muffy, Dearborn, Selway and Burlingame;

AND, WHEREAS, The Honorable House of Representatives subsequently advised the Senate that Spogen and Carnal had resigned from said Committee and that Sickler and Jordan of Dawson county, were appointed to fill the vacancies so created, and subsequently thereto advised the Senate that Prescott, Sickler and Eliel had resigned from said committee, leaving upon said committee Lemmon and Jordan, and subsequently advised the Senate that said Honorable House of Representatives, in direct violation of Joint Rule No. 19, which reads as follows:

"No. 19. Repealing of Joint Rules—No Joint Rule shall be repealed, amended or suspended except by two-thirds vote in each House."

And also in violation of Joint Rule No. 23, and particularly that portion thereof which reads as follows:

"All reports of said committee shall be signed by the chairman of each branch of the committee and said committee shall at all times be subject to a concurrent majority vote of both the Senate and House."

has assumed to remove the said Lemmon and Jordan from said Joint Committee without requesting the concurrence of the Senate in such removal, and has appointed five persons to constitute said House members of said Joint Steering Committee, instead and in place of the

said Lemmon and Jordan and the said three members of said original House Committee who have resigned;

AND, WHEREAS, the said Lemmon and Jordan have never been regularly and legally removed in accordance with the Joint Rules of the Senate and House of Representatives, and therefore the House branch of said committee consists of seven members;

AND, WHEREAS, in the interest of the public welfare, the Senate cannot agree to such an obvious infraction and violation of the Joint Rules of the House of Representatives and the Senate, adopted by said bodies for the control and management of public business;

AND WHEREAS, by reason of such irregular proceedings and such violation of said Joint Rules of the said Senate and the House of Representatives no Joint Steering Committee has been properly organized, and the business of the Senate and House of Representatives has been conducted in violation of said Joint Rule No. 23, and therefore in an irregular and illegal manner;

AND WHEREAS, certain bills were considered by the said Senate in the Committee of the Whole, without having been referred to the Joint Steering Committee, and reported by it for its consideration on the 17th day of February, 1913.;

AND WHEREAS, The Senate, has, by its vote, reconsidered its action thereon, and referred all of said bills to the Joint Steering Committee, and now holds said bills subject to the proper organization of the same;

AND WHEREAS, the Honorable House of Representatives, in violation of said Joint Rule No. 23, did consider in the Committee of the Whole certain measures therein pending, without the same having been acted upon by said Joint Steering Committee, as provided by said rule, and did recommend for passage through said Committee of the Whole House Bill No. 1, and did thereafter put the same on third reading and pass the same, and has transmitted the same to the said Senate, all of which action on the part of the said Honorable House of Representatives was in direct violation of said Joint Rule No. 23;

AND WHEREAS, by reason of said violation of said Joint Rule No. 23, said House Bill No. 1, is not properly before the said Senate for its consideration, and the said Senate cannot, without violation of the Joint Rules of the said House of Representatives and the said Senate, consider the same;

THEREFORE BE IT RESOLVED, that said House Bill No. 1 be returned herewith to the Honorable House of Representatives for its further consideration in accordance with said Joint Rules, and in a regular and proper manner;

AND BE IT FURTHER RESOLVED, that the conduct of said Honorable House of Representatives in the premises, as aforesaid, is in violation of the Joint Rules of said House of Representatives and said Senate, and detrimental to the welfare of the people of Montana, and tends to and will, if persisted in, prevent the enactment of much wise, proper and beneficial legislation;

AND BE IT FURTHER RESOLVED, that the Senate respectfully requests the Honorable House of Representatives to proceed in accordance with the Joint Rules of the Senate and House of Representatives, ordained and established for the government of the business of the two houses, to the end that a properly and legally constituted Steering Committee may be organized, and that the bills now pending in both houses may be legally and regularly considered in accordance with the Joint Rules of the same.

Respectfully,

SETH MAXWELL,

Acting Secretary.

Kirschwing moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Eliel moved as a substitute that the House take a recess for ten minutes.

Substitute motion prevailed and Mr. Speaker announced that the House was at recess until 2:35 P. M.

HOUSE RESUMED.

House met pursuant to recess at 2:35 P. M.

Mr. Speaker in the chair.

The following resignations were received:

Mr. Speaker:

In view of the fact that my name on the Steering Committee is objectionable to the majority members of this House, and in order that the important legislation now before us be not delayed, and for this reason only, I hereby tender my resignation as a member of said Committee.

(Signed:) LEMMON.

Mr. Speaker:

Arising to a point of person privilege, I desire to state to this Assembly that the position maintained by myself, relative to my appointment by the Speaker, as a member of the Joint Steering Committee, is in my belief, upheld by every line of Parliamentary Law governing or supposed to govern the action of this Legislature.

At the closing days of the session, a full realization is mine of the importance of united action on the part of all that needed legislation may be enacted; personal consideration is entirely secondary to that of the public welfare in my judgment and with the end in view that good may come or benefit may be derived by the unhampered actions of this body from now to the closing days by my resignation, it is hereby tendered.

(Signed:) JORDAN (of Dawson).

Above resignations were accepted.

Crippen moved that the House revert to the Fourth Order of Business.

Motion prevailed.

Prescott from the Committee on House Employees reported as follows:

Mr. Speaker:

We, your Committee on House Employes, beg leave to report and recommend that the following name be stricken from the list of House Employes:

Fred Luddy—Committee Clerk.

Report adopted.

On motion of Annin, the House took a recess until such time as a report could be received from the Steering Committee now in session and Mr. Speaker announced that the said recess would be taken until the Call of the chair.

HOUSE RESUMED.

Pursuant to Recess, the House met at 3:35 P. M.

Mr. Speaker in the chair.

The following was received from the Joint Steering Committee.
To the Chief Clerk of the House of Representatives:

Place on General Orders Senate Bill No. 10, House Bills Nos. 1, 118, 159, 160, 129, 149, 180, 84, 210, 211, 212, 214, 125, and Senate Bills Nos. 43, 52, 97, 30, 88, and S. J. M. No. 3, approved by Joint Steering Committee.

(Signed:) OWEN BYRNES,

Chairman of Joint Committee.

FRANK C. WALKER,

Chairman of House Committee.

Cutts moved that the Resolution of the Honorable Senate pertaining to the appointment of a Steering Committee be received, that the Clerk of the House in reply convey the intelligence that the two members referred to in the Resolution have resigned, and the Joint Steering Committee properly organized.

Motion prevailed.

On motion of Day, all proceedings in reference to H. B. No. 1 taken on February 17th, were expunged from the Journal.

On motion of Cutts, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Blake in the chair.

House resumed.

Mr. Speaker in the chair.

Blake from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 10, an act making the Board of Railroad Commissioners of the State of Montana Ex-Officio a Public Service Commission for the regulation and control of certain public utilities, prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for services rendered by such public utilities, providing penalties for violation of the provisions of this Act, authorizing such public service commission to appoint an expert engineer and to employ clerks and assistants and mak-

ing an appropriation for carrying out the provisions of the Act, having had same under consideration,, report back to the House with the recommendation that same be concurred in as amended.

Also

Having had under consideration S. B. No. 1, a bill for an act entitled, "An act relating to the compensation of injured workmen in our industries, and the compensation to their dependents where such injuries result in death, creating an industrial insurance department, making an appropriation for its administration, providing for the creation and disbursement of funds for the compensation and care of workmen injured in hazardous employment, providing penalties for the non-observance of regulations for the prevention of such injuries and for violation of its provisions, asserting and exercising the police power in such cases, and except in certain specified cases, abolishing the doctrine of negligence as a ground for recovery of damages against employers, and depriving the courts of jurisdiction of such controversies," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 118, a bill for an Act entitled, "An act to define and regulate public utilities," report same back to the House with the recommendation that same be indefinitely postponed.

Report of the Committee of the Whole adopted.

On motion of Cutts, H. B. No. 1 was considered as properly engrossed and placed upon Third Reading.

THIRD READING OF HOUSE BILLS.

On motion of Cutts, H. B. No. 1 was considered as read three several times and same was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Gould, Graybeal, Harmon, Heinrich, Higgins, Holt Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kiley, King, Kuphal, Lemmon, McClung, McMahon, McNally, RacRae, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Poulsson, Rhoades, Rowe, Sickler, Smith, Stewart, Sullivan, Walker, Word and Mr. Speaker—64.

Noes—Jordan of Flathead and Kemmis—2.

Absent and not voting—Clay, Cramer, Crippen, Durkan, Fisher, Glenn, Henley, Hough, Huddleston, Kirschwing, Largey, Lovelace, Mains, Mayfield, Pope, Prescott, Spogen, Sweet, Tighe and Working—20.

Title agreed to.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 201, 239, 243, 254, 255, 256, 125,

257, 258, 259, 327, 286, 301, 159, and 160 and Substitute House Bill No. 306.

On motion of Crull, the House adjourned at 5:30 P. M. until 10.00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Forty-Fifth Day.

Wednesday, February 19, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-fourth day and find same to be correct.

Report adopted.

NOTICES OF BILLS.

The following notices were given:

By Conner: A bill prohibiting the use of deception, misrepresentation, false advertising, false pretenses and unlawful force in persuading workmen to move from place to place in the State of Montana or to come into the State of Montana or to go out of the State of Montana into any other State or County, to work or to be employed in any kind of labor, without a true and complete statement of labor conditions in the place, State or County to which said workmen are induced to go; to prevent the arming of workmen or other persons with deadly weapons under pretenses of guarding property; and fixing penalties for the violation of the provisions of this act, and to repeal all acts and parts of acts in conflict herewith.

By Rhoades: A bill for the creation and organization of irrigation districts, and for the maintenance and control thereof.

REPORTS OF STANDING COMMITTEES.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 267, being a bill for an act entitled, "An act regulating the salaries of patrolmen and other members of the police department in cities of the first class, of the State of Montana," report same back to the House with the following amendments:

That the title be amended to read as follows: After the word "class" insert the words, "of a population of Twenty-five Thousand or over."

Amend Section 1, by adding after the word "class" in line 1, the words, "of a population of Twenty-five Thousand or over," and as amended recommend that the same do pass.

Report adopted.

Prescott from the Committee on House Employees reported as follows:

Mr. Speaker:

Your Committee on House Employees to whom was referred Senate Bill No. 142, a bill for an act entitled, "An act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly," same having been re-referred to our Committee, after due consideration beg leave to report that the same be amended as follows:

Amend Section 1, in line 9, by striking out the word "and" after the word "Representatives."

Same Section in line 10, immediately after the word "House," insert the following: "Engrossing Clerk, Enrolling Clerk and Assistant Sergeant at Arms of each House."

Same Section in line 11, after the word "clerk" strike out the following: "Engrossing Clerk and Enrolling Clerk of each House, and the Assistant Sergeant at Arms."

And as amended, recommend that Senate Bill No. 142 be concurred in.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows:

Your Committee on Townships and Counties to whom was referred House Bill No. 332, a bill for an act entitled, "An act to amend Sections 1, 2, 3, and 4 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, 'An act to provide for the creation, organization and classification of new counties, for locating county seats, for the adjustment and fulfillment of the rights and obligations arising between such counties and other counties, and providing penalties for the violation thereof,' having had same under due consideration, beg leave to report back to the House with the recommendation that House Bill No. 332 do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 296, a bill for an act entitled, "An act to amend Section 2761 of the Revised Codes of Montana of 1907, relating to the issuance of retail liquor dealers' licenses," having had under due consideration beg leave to report that the same be amended as follows:

Amend Section 1 of House Bill No. 296, by striking out all of said Section after the word "follows" and insert in lieu thereof the following:

Section 2761. Nothing herein contained shall be construed so as to require the Board of County Commissioners to issue any such order for a license as a matter of right, but such license may be ordered issued entirely within the discretion of said Board or County Commissioners, provided, that no license shall be issued to any person not a citizen of the United States of America, not to any Company, or corporation not authorized to do business under the laws of Montana," and as amended recommend that same do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred Senate Bill No. 49, a bill for an act entitled, "An act to amend Section 1412 of the Revised Codes of Montana (1907) relating to the levy of collection of a special tax for bridge purposes," having had same under due consideration, beg leave to report back to the House with the recommendation that Senate Bill No. 49 be concurred in.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 268, a bill for an act entitled, "An act to amend Sections 3, 4 and 5 of Chapter 110 of the Montana Session Laws of 1911, 'An Act defining the term 'Itinerate Vendors,' to regulate the licensing of same; to fix the amount of such licenses; to provide penalties for the violation of such regulation and for other purposes,'" having had same under due consideration, beg leave to report back to the House with the recommendation that same do not pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 311, a bill for an act to amend Chapter 61, Session Laws of the Twelfth Legislative Assembly of the State of Montana, same being "An Act to amend Section 2773 of the Revised Codes of the State of Montana for 1907, relating to licenses," having had same under due consideration, beg leave to report and recommend that same do pass.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred House Bill No. 349, introduced by McNally, being a bill for an act entitled, "An act to amend Sections 1, 2, 3 and 4 of Chapter 116 of the Montana Session Laws of 1911, relating to the establishment of a State Board of Poultry Husbandry, providing the duties of such Board, and appropriating money therefor," having had same under consideration, beg leave to report same back to the House with the recommendation that it be passed and further referred to the Committee on Appropriations.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred House Bill No. 174, introduced by Phillips, being a bill for an act entitled, "An act for the extirpation and prevention of the dissemination of certain noxious weeds in the State of Montana," having had same under consideration, beg leave to report back to the House with the recommendation that same be indefinitely postponed.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred House Bill No. 157, introduced by Poulsson, being a bill for an Act entitled, "An act to prevent the spread of noxious weeds by threshing machines and conveyances used in threshing; providing how said machines and conveyances shall be cleaned, and fixing a penalty for any violation," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred House Bill No. 127, introduced by MacRae, being a bill for an act entitled, "An act requiring railroads operating in the State of Montana to keep their right of way free from noxious weeds," having had same under consideration, beg leave to report same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred House Bill No. 226, introduced by Graybeal, being a bill for an act entitled, "An act to punish persons who put harmful seeds upon the lands of

another or upon public highways or along ditches," having had same under consideration, beg leave to report back to the House with the recommendation that same be indefinitely postponed.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred House Bill No. 126, introduced by MacRae, being a bill for an act entitled, "An act to make it unlawful to permit noxious weeds to grow upon the banks of ditches or canals, and prescribing 'punishment for a violation of this Act,'" having had same under consideration, beg leave to report same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture having had under consideration H. B. No. —, introduced by Agricultural Committee, as a Substitute for House Bills numbered 126, 127, 157, 174, 226, being a bill for an act entitled, "An act for the extirpation and prevention of the dissemination of certain noxious weeds in the State of Montana; to pay for the extirpation thereof; to compel owners of land to repay same; to prescribe the duties of certain road and other officers; to punish persons who put harmful seeds upon the lands of another or upon public highways or along ditches; and to provide penalties for violations of this Act," beg leave to report substitute bill back to the House with the recommendation that same do pass.

Report adopted.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Committee on Agriculture: H. B. No. 369. A bill for an Act entitled, "An act for the extirpation and prevention of the dissemination of certain noxious weeds in the State of Montana; to pay for the extirpation thereof; to compel owners of land to repay same; to prescribe the duties of certain road and other officers; to punish persons who put harmful seeds upon the lands of another or upon public highways or along ditches; and to provide penalties for violations of this Act."

By Gleason: H. B. No. 370. A bill for an act entitled, "An act to amend Sections 1 and 18 of Chapter 122, of the Montana Session Laws of 1911."

By Cramer: H. B. No. 371. A bill for an act entitled, "An act providing for the security of the depositors in the incorporated banks of Montana, creating the bank depositors' guaranty fund of the State of Montana, and providing regulations therefor, and penalties for the violations thereof."

READING OF HOUSE BILLS.

H. B. No. 369, read first and second times by title only and referred to Committee on Printing.

H. B. No. 370, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 371, read first and second times by title only and referred to Committee on Banks and Banking.

MOTIONS AND RESOLUTIONS.

Kemmis moved that the entire Carroll and Cookingham incident on Monday and the subsequent report of the Committee on Public Morals, Charities and Reforms, adopted yesterday, be expunged from the records of the House.

Motion prevailed.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate: Senate Chamber,

Helena, Montana.

February 18, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

Senate Bill No. 163, by O'Shea: A bill for an act entitled, "An act to prescribe further duties and powers for the State Examiner; to cause the books and account of all incorporated cities and towns and the books and accounts of school Districts of the first and second class to be examined at least once each year: to provide for the payment of fees for the examination thereof, and also to allow the State Examiner to appoint another deputy." To Committee on Education.

Senate Bill No. 164, by Duncan: (Introduced by unanimous consent without previous notice). A bill for an Act entitled, "An Act to relating to fees of County Clerks." To Judiciary Committee.

Senate Bill No. 165, by Muffly: (Introduced by unanimous consent without previous notice). A bill for an act entitled, "An act to amend Section 8580, Revised Codes of Montana of 1907, relating to the crime of forceable entry and detainer." To Judiciary Committee.

Senate Bill No. 166, by Duncan: (Introduced by unanimous consent without previous notice). A bill for an act entitled, "An act to amend Section 9289 of the Revised Codes of Montana of 1907, relating to evidence of false pretenses,"

Very respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,

Helena, Montana.

February 18, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

Senate Bills numbered 31 and 54 were today reported correctly enrolled.

Very respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 18, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 39, Senate Joint Resolution No. 3 and Senate Joint Memorial No. 4, have today been reported correctly engrossed.

Very respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 18, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing to whom was referred Senate Bill No. 107, being a bill for an act to amend Section 1872 of the Revised Codes relating to dipping sheep temporarily in the State, today reported substitute for said Senate Bill No. 107 and recommending that the said Substitute Bill do pass; that the report was adopted and the bill referred to the Printing Committee.

Also

That the Committee on Public Buildings, to whom was referred Senate Bill No. 141, being a bill for an act entitled, "An act regulating Traction Engines or machinery propelled or operated by gas, oil or any product of oil; prescribing the method of estimating the power or capacity thereof; requiring the same to be marked or labelled; forbidding false representations as to the capacity or power; requiring inspection by Boiler Inspector when requested; fixing the fees thereof, and prescribing penalties," today reported, recommending that the same do pass. That the report was adopted and bill referred to the Committee on Printing.

Very respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 18, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following measures, which were acted upon in the Committee of the Whole Senate yesterday, were today re-referred to the Joint Steering Committee for proper action in accordance with Joint Rule No. 23.

Senate Bill No. 34, by Minor: A bill for an act entitled, "An Act

providing for the payment of compensation to certain employes for accidental injuries suffered in the course of their employment, and defining the rights, remedies, and liabilities of certain employers and employes engaged in extra hazardous occupations."

Senate Joint Resolution No. 3, by Burlingame, extending the thanks of the Legislative Assembly to Charles M. Russell, E. S. Paxson and Ralph De Camp.

Senate Bill No. 39, by Brownlee: A Bill for an Act entitled, "An Act to amend Section 2608, 2609, 2610, 2611, 3353 and 3355 of the Revised Codes so as to require the performance by County Assessors of certain duties in relation to revenue heretofore performed by County Clerks."

Senate Joint Memorial No. 4, by Darroch: Petition to Congress to enact such Legislation as will be necessary for the establishment and maintenance of an Agricultural Building for the display of agricultural products.

Very respectfully,

SETH MAXWELL,

Acting Secretary.

THIRD READING OF SENATE BILLS.

On motion of Cutts, S. B. No. 10 was considered as read three several times and same was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Conner, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hustead, Jewell, Johnson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, McClung, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Stewart, Tighe, Wood, Working and Mr. Speaker—59.

Noes—None.

Absent and not voting: Blake, Burns, Clark, Clay, Collins, Cookingham, Day, Drinkard, Eliel, Harmon, Hough, Huddleston, Jahreiss, Jordan of Flathead, Jordan of Dawson, Lemmon, Lovelace, McMahon, McNally, O'Neill, Pope, Sickler, Smith, Spogen, Sullivan, Sweet and Walker—27.

Title agreed to.

On motion of Carroll, the House resolved itself into a committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Carroll in the chair.

House resumed.

Mr. Speaker in the chair.

Carroll from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 159, a bill for an Act entitled, "An Act creating the Department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof and fixing their salaries," having had same under con-

sideration, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 160, a bill for an Act entitled, "An Act to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officials thereof," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 129, a bill for an Act entitled, "An Act to provide for the establishment and maintenance of a general uniform and thorough system of public free schools; providing who shall be students therein, and prescribing the rights, duties and obligations of students, and rules for their control and government; to provide for the organization of, and to prescribe the powers and duties of the State Board of Education; to provide for the election and selection of a State Superintendent of Public Instruction, County Superintendents, and City Superintendents of Schools, and to prescribe their powers and duties; to provide for the creation of school districts, and for the election, terms and duties of school officers therein; to provide for the appointment and selection of teachers and prescribe their powers and duties; to provide for teachers' examinations and the granting of certificates to teach in the public schools; to provide for County Institutes and Summer Schools for teachers; to provide for school libraries and a uniform system of text books for the public schools and prescribing the methods of selecting the same; to provide for the organization and maintenance of county and district high schools; to provide a system of taxation and revenue for the support and maintenance of all public schools and prescribing the several purposes for which and the manner in which the same shall be expended; to provide penalties for the violation of school laws, and to codify all laws with reference to public schools in the State of Montana, and to repeal Sections 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029

1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044 and 3195 of the Revised Codes of the State of Montana, and Chapters 11, 22, 27, 28, 31, 32, 35, 73, 98 of the Laws of 1909; and Chapters 16, 24, 40, 41, 42, 71, 82, 102 and 131 of the Laws of 1911," report progress and beg leave to sit again.

On motion of Durkan, the House took a recess at 12:25 P. M. until 2:00 P. M.

AFTERNOON SESSION.

House met pursuant to recess at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

On motion of McNally, the House reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred Substitute for Senate Bill No. 50, introduced by Stevens, a bill for an act entitled, "An Act relating to grain elevators, grain warehouses and grain inspection in the State of Montana and elsewhere, fixing fees to be collected as incidental to the main purposes of the bill as aforesaid and appropriating money to carry forward said main purpose, to-wit, the creation of a Grain Inspection Department in the State," beg leave to report back to the House with the recommendation that this bill be concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 360, introduced by Hustead, a bill for an Act entitled, "An Act appropriating money to purchase additional land for the State Orphans' Home at Twin Bridges, Montana," beg leave to report the same back to the House with the recommendation that the Bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 339, introduced by Spogen, a bill for an Act entitled, "An Act appropriating money for the payment of the claims of William McCafferty, J. L. Engdahl and J. Hubber, for losses sustained in the slaughter of certain cattle, pursuant to the provisions of Section 1889 of the Revised Codes," beg leave to report the same back to the House with the recommendation that the bill do not pass, as there is no law providing for the payment of same.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 350, introduced by McNally, a bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund for the payment of the salary of the Clerk of the Montana State Fish Commission as provided in Chapter 106, Laws of the Twelfth Legislative Session," beg leave to report the same back to the House with the recommendation that the bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 71, introduced by A. L. Jordan of Flathead, a bill for an Act to amend Section 11 and Section 14 of Chapter 147 of the Session Laws of 1909, entitled, "An Act providing for the management and control of the lands now owned by or hereafter to be acquired by the State of Montana including the sale and rental thereof, and the management, protection and disposition of timber growing thereon and the coal, oil, and mineral therein; providing for the management and control of the funds realized from the sale and rental of State Lands and the products thereof; naming and providing for certain officers, subordinate to the State Board of Land Commissioners, and prescribing their duties and compensations, providing for the acquisition of water rights for use upon State Lands and defining and providing for punishment of certain offenses for violating the provisions of this Act, and providing for the protection of Forest and other lands from fires; prescribing the duties of fire wardens, providing for the expense thereof and prescribing penalties for the violation of this act," beg leave to report back to the House with the recommendation of the following amendments, and as amended do pass:

Amend Section 2, beginning at the word "therein" in the fourth line, add the following: "and to facilities for co-operation with other agencies and property owners in forest protection."

Amend Section 3, on line one of said section, strike out the words, "Board of Land Commissioners" and insert the word "Forester." On line two of Section 3, strike out the word "it" and substitute the word "he." Beginning at line 2, Section 3, insert after the word "necessary," the following: "With the advice of any other Forest Protective Organization in each district with whom the State may co-operate under this Act. In line 4 of Section No. 3, after the word "wardens," strike out the word "shall" and substitute the word "to." In line No. 5 of Section 3, insert between the words "and" and "may" the word "he." After the word "time" in line No. 6 of Section No. 3, strike out the words "as it deems necessary or advisable," and substitute therefor the words "upon the nomination of property owners desiring to co-operate in forest protection." In line No. 8 of Section No. 3, strike out the word "it" and

substitute the word "he" and change the spelling of the next word thereafter from "seems" to "deems." Beginning of line No. 10 of Section No. 3, after the word "fires" strike out the remainder of Section 3.

Amend Section No. 4, beginning at line No. 20 of said Section, after the word "Imprisonment," strike out the following, "and upon his conviction the District Court wherein he is convicted shall forthwith declare his office vacant and notify the proper appointing power thereof." Beginning on line No. 25 of Section No. 4, after the word "prairie," insert the following words, "brush or forest."

Amend Section 5, beginning on line No. 4, after the word "wardens," and strike out the following words: "under such rules and regulations as the State Board of Land Commissioners may provide."

Amend Section 7, on line No. One of said Section, after the word "state," strike out the following words: "Board of Land Commissioners" and substitute therefor the word "Forester." On line No. 2 of Section 7, strike out the word "it" and substitute the word "he."

Section 8 should be amended by striking out everything after the words "Section 8," and substituting the following: "The period from June first to October first in each year shall be known as the closed season, during which time in the interest of public safety it shall be unlawful for any camper, farmer, logger or other individual, firm or corporation, to set out or cause to be set out, fires in slashings, brush heaps, down or fallen timber, or on forest lands, or dangerously near thereto, for the purpose of clearing land of inflammable material, without a written or printed permit from the fire warden or deputy fire warden and compliance with the terms thereof which shall prescribe the conditions upon which the permit is given and which are necessary to be observed in setting such fire and to prevent it from spreading and endangering the life or property of another. At no time shall any fire be set out when the wind is blowing to such an extent as to cause danger of the fire getting beyond the control of the person setting it out, or without sufficient help present to control it; and the fire shall be watched by the person setting it until it is out. Any person violating any of the provisions of this section shall be punished by a fine of not less than One Hundred (\$100.00) Dollars, nor more than Three Hundred (\$300.00) Dollars, or by imprisonment in the county jail not less than one month nor more than six months; provided, that this section shall not apply to any person or persons setting out back fires for the purpose of stopping or checking a fire then burning. The fire warden shall keep a complete copy of permits issued. Permits shall contain such safeguarding restrictions as to time of burning and precaution to be taken in the interest of public safety as may be fixed by regulation of the State Board of Land Commissioners or left by said Board to the discretion of fire wardens. Any fire warden shall have the right to refuse, revoke or postpone permits when it is clearly necessary for public safety. Any permit obtained through wilful misrepresentation shall be invalid and give no exemption from liability of any kind. In times and localities of unusual fire danger, the governor with the advice of the State Forester, may, to the extent requisite to

public safety, suspend any or all permits or privileges authorized by this section and prohibit absolutely the use of fire herein mentioned.

Section 9. In place of Section 9, substitute the following: "From June first to October first, of each year, it shall be unlawful for any person, firm or corporation to use any locomotive, logging engine, portable engine, traction engine or stationary engine, using fuel other than oil, located in or passing through a timber district, which is not provided with a good and sufficient spark arrester and sufficiently guarded against the escape of fire from ash pan or fire box. Any person, firm or corporation who shall fail to provide and continuously use such spark arrester and sufficient guarding device upon such engine shall be guilty of a misdemeanor, and upon conviction thereof, shall pay a fine of not less than Twenty-five (\$25.00) Dollars, nor more than One Hundred (\$100.00) Dollars, for each day such locomotive or engine is so used. Any officer provided for in this Act shall have the right at any time to inspect any locomotive or engine for the purpose of ascertaining whether or not it is equipped with the spark arrester as required by the provisions of this Act. Upon proof that any prosecution has been instituted under this section by any fire warden, any court of competent jurisdiction shall enjoin the further use of the engine involved, unless equipped and maintained in compliance with this section to the satisfaction of said warden, until the defendant has been acquitted of the charge preferred."

Section No. 11. In line No. 2 of said Section, after the word "railroad," insert the following: "using other than oil fuel."

Amend Section 12 by striking out the words "twenty-five" and inserting in lieu thereof the words "fifteen, or as much thereof as may be necessary for the year ending March 1st, 1914, and the sum of Fifteen Thousand Dollars, or as much thereof as may be necessary for the year ending March 1st, 1915, to pay the expenses incurred under the provisions of this Act."

Section No. 14. Line One of said Section, after the word "state," strike out the following, "Board of Land Commissioners," and substitute the word "Forester." In Line 2 of said Section, after the word "agreement," strike out the word "it" and substitute the word "he."

Section 15. To be replaced by the following substitute section:

"Section 15. Whenever, or wherever, during an open season for the hunting of any kind of game in this state, it shall appear to the Governor upon the showing of the State Forester that by reason of extreme drought the use of fire arms or fire by hunters is liable to cause forest fires, he may, by proclamation, suspend the open season, and make it a closed season for the shooting of wild birds and animals of any kind for such time as he may designate, and during the time so designated all provisions of law relating to closed seasons for game shall be in force."

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred House Bill No. 3, introduced by Higgins, a bill for an Act entitled, "An Act to create and establish a Forestry School at Missoula, to be conducted and operated as a Department of the University of Montana, to provide a name and to make an appropriation therefor," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred House Bill No. 265, introduced by Walker, a bill for an act entitled, "An Act to amend Section 3003 of the Revised Codes of Montana relating to the deposit of funds in the hands of the County Treasurer," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it do not pass.

Report adopted.

Also

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred House Bill No. 33, introduced by Pope, a bill for an act entitled, "An Act providing for the investment of sinking funds of all counties, cities, towns and school districts," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that same do not pass.

Report adopted.

Also

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred House Bill No. 158, by Meadors, a bill for an act entitled, "An Act to amend Section 3909 of the Revised Codes of the State of Montana of 1907, relating to banks of discount and deposit, so that said banks may incorporate with a minimum capital stock of Ten Thousand (\$10,000.00) Dollars," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do not pass.

Report adopted.

Also

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred House Bill No. 298, introduced by King, a bill for an act entitled, "An Act to establish co-operative banks or credit system and to define and regulate the powers and duties of the same," having had the above

bill under consideration, beg leave to report the same back to the House with the recommendation that it do not pass.

Report adopted.

Also

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred House Bill No. 284, introduced by Walker, a bill for an Act entitled, "An Act relating to the deposit of funds in the hands of the City Treasurer in cities of the first, second and third class, and fixing the minimum rate of interest thereon," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it do not pass.

Report adopted.

On motion of O'Neill, the House reverted back to the Fifth Order of Business.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Largey, H. B. No. 372: A bill for an Act entitled, "An Act providing for the registration, identification and regulation of motor vehicles, operated and driven upon public roads and highways of this State.

By Committee on Appropriations, H. B. No. 373: A Bill for an Act entitled, "An Act directing the State Treasurer to transfer from the general fund of the State of Montana the sum of \$19,372.32 to the Agricultural College of Montana Income Fund."

By Brower, H. B. No. 374: A Bill for an Act entitled, "An Act to repeal Chapter 135 of the Twelfth Session Laws, relating to the designation of temporary county seats and for the location of temporary county seats in new counties or in counties created by Legislative enactment hereafter.

By O'Neill, H. B. No. 375: A Bill for an Act entitled, "An Act to amend Section 8416 of the Revised Codes of Montana of 1907, relating to gambling and gambling devices."

By Cookingham, H. B. No. 376: A Bill for an Act entitled, "An Act to amend Section 530 of the Penal Code of the State of Montana, being Section 8369 of the Revised Codes of the State of Montana, relating to the keeping open of places of amusement on Sunday."

READING OF HOUSE BILLS.

H. B. No. 372, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 373, read first and second times by title only and referred to Committee on Appropriations.

H. B. No. 374, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 375, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 376, read first and second times by title only and re-

ferred to Committee on Public Morals, Charities and Reforms.

On motion of Norton, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Carroll in the chair.

House resumed.

Mr. Speaker in the chair.

Carroll from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 129, having had same under consideration, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 149, an Act entitled, "An Act to amend Sections 64, 70, 71, 87, 88 and 104 of Chapter 147, Session Laws of 1909, providing for the management and control of the lands now owned by or hereafter to be acquired by the State of Montana, including the sale of and rental thereof, and the management, protection, and disposition of the timber growing thereon and the coal, oil, and minerals therein; providing for the management and control of the funds realized from the sale and rental of state lands and the products thereof; naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensation; providing for the acquisition of water rights for use upon state lands; and defining and providing the punishment of certain offenses for violating the provisions of this Act," report same back to the House with the recommendation that the enacting clause be stricken out.

Also

Having had under consideration H. B. No. 180, a Bill for an Act entitled, "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures, providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly," report same back to the House with the recommendation that same do pass as amended.

Mr. Speaker:

Having had under consideration H. B. No. 84, a Bill for an Act entitled, "An Act to provide an executive residence for the Governor of Montana; to provide for the furnishing and maintenance of the same and to appropriate money for all of said purposes," report same back to the House with the recommendation that same do pass.

Report of the Committee of the Whole adopted.

No objection being offered, Mr. Speaker reverted back to the Second Order of Business.

NOTICES OF BILLS.

The following notice was given:

By Norton: A Bill providing for amendment to Section 32 of Chapter 57 of 1911, Session Laws, relating to manner in which cities operating under Commission form of Government may change such system.

On motion of Durkan, the House adjourned at 5:15 P. M. until 10:00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Forty-Sixth Day

Thursday, February 20, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-fifth day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received:

CHAMBER OF COMMERCE,

Butte, Montana.

February 13, 1913.

Dr. A. D. MacDonald, Speaker of the House of Representatives,
Helena, Montana:

Honorable Sir:

The Board of Directors of the Butte Chamber of Commerce were in session February 12th to meet with a Committee of the Alumni of the State School of Mines in Butte. It was stated to the Board by the Alumni that they had extended an invitation to a committee from the House of Representatives to visit Butte and the State School of Mines, and as it was the desire of the Board of Directors of the Chamber to extend every courtesy possible to such a committee from the House of Representatives, should they decide to visit Butte, the following motion was made and carried: "That the Secretary of the Chamber be instructed to notify the President of the Senate and the Speaker of the House of Representatives that any committee or delegation which might be sent from the Senate or House, or both, for the purpose of inspecting the State School of Mines in Butte on the invitation of the State School of Mines Alumni, would be entertained, in so far as pos-

sible, jointly by the Alumni and the Butte Chamber of Commerce."

The Chamber will extend to such a delegation every courtesy within its power. We sincerely trust they may have the opportunity for doing so.

Yours very truly,
BUTTE CHAMBER OF COMMERCE,
Philip W. Blake, Secretary.

A communication was received from Kalispell regarding the Fish and Game Laws and referred to the Committee on Fish and Game.

Also

A communication was received from the Century Club of Kalispell regarding passage of certain bills.

Referred to Steering Committee.

NOTICES OF BILLS.

The following notices were given:

By McNally: A bill to regulate and govern the sanitary conditions under which kalsomine and wall paper may be applied to walls and ceilings of rooms in cities of first and second class, and providing for the administration of this act.

By Higgins: A bill regulating the admission of attorneys and counsellors at law.

By Higgins: A bill permitting the graduates of the law department of the University of Montana to practice law in the State of Montana without examination.

By Jahreiss: A bill to amend Section 3240 of the Revised Codes of Montana of 1907 relative to the salaries of Mayor and Aldermen.

By Holt: A bill appropriating money for the construction of a dairy barn at the State Reform School.

By Holt: A bill prohibiting city and town councils, aldermen, street committees and executive boards of cities and towns, city and town commissions, county commissioners and other officers of cities and towns within the State of Montana from including in specifications for, and using in the improvement or repair of highways, streets, avenues, alleys and thoroughfares, within the State of Montana, any patented or trade-marked article, articles or material, in whole or in part, except upon conditions prescribed in this Act; and requiring bidders upon all contracts for such improvements and repairs to file with their bid and affidavit, showing non-collusion with any other bidder or bidders for the maintenance of prices, or limiting, or prevention of other bidding.

By Kemmis: A bill to amend Sections 6520 and 6521 of the Revised Codes of Montana, 1907, relating to the publication of summons.

By Collins: A bill to provide for attorneys' fees in certain actions between employers and employees.

By Collins: A bill to provide for an additional District Judge for the 12th Judicial District of the State of Montana.

By Meadors: A bill to amend Article V of Chapter I, Title XI, Division III, Part IV, of the Revised Codes of Montana of 1907, by adding to said Chapter, two additional sections to be numbered 5590-a

and 5590-b, relating to provisions rendering insurance policies void and providing certain penalties for violation of the provisions of this Act.

By Kirschwing: A bill to regulate the rates for electricity and gas furnished by producers or sellers of gas and electricity operating in the State of Montana, and providing penalties for the violation thereof.

By Jewell: A bill to amend Section 87 of Chapter 147, Session Laws of 1909, providing for the investment of the Permanent Land Grant Fund.

By McClung: A bill prohibiting treating in saloons or places where spirituous or malt liquors and beverages of all kinds are sold and prescribing penalties for the violation thereof.

By Annin: A bill to amend Section 64, 70 and 104 of Chapter 147; Session Laws of 1909, providing for the management and control of the lands now owned by or hereafter to be acquired by the State of Montana, including the sale of and rental thereof, and the management, protection, and disposition, of the timber growing thereon, and the coal, oil and minerals therein.

By Walker: A bill to amend Section 6388 of the Revised Codes of Montana of 1907, relating to the practice of law, and to prevent persons other than licensed attorneys from practicing law and from representing themselves to be an attorney and from receiving a fee for services rendered as such.

By Davis: A bill providing for a lien for seedsmen furnishing seeds, and upon crops raised from seeds furnished.

By Glenn: A bill compelling the Sheriff of each county in the State to work all able bodied prisoners of his County on the public Highways within his county at such times as the weather will permit.

REPORTS OF STANDING COMMITTEES.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 90, introduced by McNally, "An Act to establish a system of examinations for Master and Journeymen Plumbers; fixing the fees to be charged for licenses, and the disposition of the fund thus created; and providing penalties for the violation of the provisions of this act," beg leave to report that same has been correctly enrolled.

Mr. Speaker announced at this time that he was about to sign H. B. No. 90, and signed same in the presence of the House.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom were referred House Bills Nos. 159 and 160, beg leave to report same back to the House as correctly engrossed, and same were placed on file for Third Reading.

Stewart from the Committee on Public Utilities reported as follows:

Mr. Speaker:

We, your Committee on Public Utilities and State Commissions, to whom was referred S. B. No. 38, introduced by Donlan, being an Act prescribing the powers and duties of the State Board of Equalization in the adjustment and equalization of the assessment and taxation of prop-

erty in the various counties of the State, having had said bill under consideration, hereby report same back to the House with the recommendation that it be concurred in.

Report adopted.

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

Your Committee on State Boards and Officers to whom was referred H. B. No. 333, by Working, being a bill for an Act entitled, "An Act to amend Section 269 of the Revised Codes of 1907, of the State of Montana, relating to the duties of the State Board of Examiners in the employment of laborers in and about the State Capitol Building," having had same under consideration, beg leave to report back to the House with the recommendation that said bill be indefinitely postponed.

Report adopted.

Also

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

We, your Committee on State Boards and Officers, to whom was referred H. B. No. 152, introduced by Day, being a bill for an Act to provide for the establishment of a Board of Architectural Examiners and providing certain requirements and qualifications for the practice of architects in the State of Montana, after having had same under consideration beg leave to report same back to the House with the recommendation that it do not pass.

Report adopted.

Also

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

Your Committee on State Boards and Officers, to whom was referred H. B. No. 358, introduced by Prescott, being a bill for an Act entitled, "An Act to extend the powers and prescribe additional duties for the Board of Railroad Commissioners of the State of Montana; to cause said Board to prosecute proceedings before the Interstate Commerce Commission; to prevent any member of said Board of Railroad Commission from pursuing any other vocation while in office; to provide for the removal of any member from said office; and to prevent Railroads and Express Companies from discriminating for or against any person or locality in this State," having had said bill under consideration, beg leave to report back to the House with the recommendation that said bill do pass.

Report adopted.

Stewart from the Committee on Public Utilities and State Commissions reported as follows:

Mr. Speaker:

We, your Committee of Public Utilities and State Commissions, to

whom was referred H. B. No. 165, introduced by Pope, being a bill for an Act regulating grist mills, hereby reported the same back to the House with the recommendation that consideration thereof be indefinitely postponed. Your Committee further reports that it will offer substitute for said H. B. No. 165.

Report adopted.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining to whom was referred H. B. No. 338, introduced by Word, a bill for an Act entitled, "An Act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men, except in elevators in buildings, and all persons who operate electric driven air compressors of over ten (10) horse-power, to obtain a license, and prescribing qualifications, fees and regulations therefor," having had same under consideration beg leave to report and recommend that the bill be amended as follows:

By striking out in line five (5) of the title thereof, the word "Ten" and figures "10," and inserting in lieu thereof the words "twenty-five" and the figures "25";

Also

Amend Section 1 by striking out in line five (5) thereof the word "ten" and the figures "10," and inserting in lieu thereof the words "twenty-five" and figures "25," and as amended recommend that the bill do pass.

Report adopted.

Rhoades from the Committee on Corporations other than Municipal, reported as follows:

Mr. Speaker:

Your Committee on Corporations other than Municipal to whom was referred H. B. No. 195, beg leave to report as follows:

Having had under consideration H. B. No. 195, entitled, "An Act relating to associations, companies and corporations transacting business similar to or approximately that of building and loan associations, and providing for the regulation and control of such corporations, companies, or associations in the manner prescribed for the regulation and control of building and loan associations," recommend that the same do pass.

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking, to whom was referred H. B. No. 312, introduced by Brower, a bill for an Act entitled, "An Act to provide for the deposit and control of all public moneys in the possession of, and under the control of County, City and Town Treasurers; providing for the payment of interest on all such moneys, and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907," having had the above bill under consideration, beg leave to re-

port the same back to the House with the recommendation that it do not pass.

Report adopted.

Also

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking, to whom was referred H. B. No. 330, introduced by Sickler, a bill for an Act entitled, "An Act to amend Section 3003 of the Revised Codes of Montana of 1907, providing for the deposit and control of all public moneys in the possession of and under the control of public officers, and providing for the payment of interest on all deposits of public moneys," having had the above bill under consideration, beg leave to report the same back to the House with the recommendation that it do not pass.

Report adopted.

Also

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking, to whom was referred S. B. No. 29, introduced by O'Shea, a bill for an Act entitled, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of county, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Section 3003 and 3257 of the Revised Codes of Montana of 1907," having had the above bill under consideration, beg leave to report the same back to the House as concurred in.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 309, being a substitute for H. B. Nos. 285 and 203, a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 336, introduced by Pope, being a bill for an Act entitled, "An Act to provide a special proceeding for the recovery of damages from the State Treasury for wrongful conviction of criminal proceedings," hereby recommend that the same do not pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary having had under consideration H. B. No. 261, introduced by King, being a bill for an act entitled, "An Act to indemnify persons erroneously convicted, for pecuniary injury sustained thereby," do hereby recommend that the same be amended by striking out Section 1 the words, "or who after injury by the Executive Board of Pardons has received a pardon on the ground of innocence," and by striking out of Section 2 the words, "or pardoned on the ground of innocence," and that as so amended do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 305, a bill for an Act entitled, "An Act to provide for the submission to the Electors of the State of Montana, at the next general election, an amendment to the Constitution adding to Article V. thereof, a Section to be known as Section 46, restricting the power of the Courts to declare a law unconstitutional," having had same under consideration, beg leave to report it back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 352, being a substitute for H. B. No. 61, a bill for an Act entitled, "An Act to amend Section 6315 of the Revised Codes of Montana of 1907, as amended by Chapter 114 of the Laws of 1909, relating to the causes in which Judges may be disqualified," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 80, a bill for an Act entitled, "An Act to repeal Section 9289 of the Revised Codes of Montana of 1907 relating to evidence of false pretenses," having had same under consideration, beg leave to report the same back with the recommendation that it be not concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary, to whom was referred H. B. No. 355, a bill for an Act entitled, "An Act relating to divorce or dissolu-

tion of marriage; prohibiting remarrying within six months; providing punishment for a violation of the provisions of this Act, and requiring County Attorneys to resist undefended actions for divorce," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

INTRODUCTION OF BILLS.

No objection being offered, Stewart and Eliel were each granted permission to introduce a bill without previous notice having been given.

The following bills were introduced and placed on file:

By Eliel: H. B. No. 377. A bill for an Act to pay certain employees of the Senate and the House as provided in Sections 76 and 81 of the Revised Codes of Montana of 1907.

By Conner: H. B. No. 378. A bill for an Act prohibiting the use of deception, false advertising, false pretenses and unlawful force in persuading workmen to move from place to place in the State of Montana, or to come into the State of Montana, or to go out of the State of Montana into any other State or county, or to work or to be employed in any kind of labor without a true and complete statement of labor conditions in the place, state or county to which said workmen are induced to go; to prevent the arming of workmen or other persons with deadly weapons under pretenses of guarding property; and fixing penalties for the violation of the provisions of this Act and to repeal all Acts and parts of Acts in conflict herewith.

By Committee on Affairs of Cities: H. B. No. 379. A bill for an Act entitled, "An Act to amend Section 32 of Chapter 57 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana relating to the manner in which a city operating under the commission form of government may abandon such system, and accept the general laws of the state then applicable to cities of its population.

By Rhoades: H. B. No. 380. A bill for an Act entitled, "An Act to amend Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, entitled, 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition—either by construction, purchase or otherwise—and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expense of such districts; and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Sections 2309 to 2402, both inclusive of Title X., Part III. of the Revised Codes of Montana of 1907,' by amending Section 38 thereof, relating to 'Limitations on Debt Incurring Power,' and by inserting in said Chapter 146, sections to be numbered 56a, 56b, 56c, 56d, 56e and 56f, relating to and

providing for the sales of lands for unpaid taxes and assessments, and providing for the issuance of certificates for delinquent taxes and assessments, when the lands sold are struck off to any county of this State, and for the redemption of such certificates."

By Committee on Public Utilities and State Commissions: H. B. No. 381. A bill for an Act entitled, "An Act to repeal Sections 2092, 2093 and 2094 of the Revised Codes of the State of Montana, 1907, concerning toll for grinding grain, and providing for regulations of grain mills, and mills operated by all persons, corporations or co-operative companies within the State of Montana at which grain is ground or bolted for the public for toll or hire, prescribing the amount of toll charged by such mills, declaring them to be public utilities, and compelling the acceptance of grist by all persons, corporations or co-operative companies engaged in milling grain within this State, and regulating the order in which all grist brought to such mills shall be ground, and prescribing penalties for the violation thereof."

By Clay: H. B. No. 382. A bill for an Act entitled, "An Act to amend Section 2246 of the Revised Codes of 1907, relating to the salary of the State Engineer and providing for reimbursement of the General Fund out of the Carey Fund for his salary for the time spent on Carey Land Work."

By Day: H. B. No. 383. A bill for an Act to amend Section 4237 of the Revised Codes of 1907 of the State of Montana relating to the formation of cemetery associations.

By Collins: H. B. No. 384. A bill for an Act entitled, "An Act appropriating money for the payment of the claims of certain persons for services rendered as members of the Educational Commission under the provision of H. B. No. 129, passed by the Twelfth Legislative Assembly, and approved March 8, 1911.

By Crull: House Joint Memorial No. 8. Petitioning Congress to investigate the sale and disposition of lands by the Northern Pacific Railway Company acquired by virtue of its Land Grant to the Government of the United States, and to take such action as may be necessary to discourage landlordism and facilitate the sale of said lands to bona fide settlers and farmers.

READING OF HOUSE BILLS.

H. B. No. 377, read first and second times by title only and referred to Committee on Appropriations.

H. B. No. 378, read first and second times by title only and referred to Committee on Labor.

H. B. No. 379, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 380, read first and second times by title only and referred to Committee on Irrigation and Water Rights.

H. B. No. 381, read first and second times by title only and referred to Committee on Printing.

H. B. No. 382, read first and second times by title only and referred to Committee on Appropriations.

H. B. No. 383, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 384, read first and second times by title only and referred to Committee on Appropriations.

House Joint Memorial No. 8, introduced without notice, read first and second times by title only and referred to Committee on Federal Relations.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills, having been read three several times, were today passed, title agreed to, and are transmitted herewith for concurrence:

S. B. No. 41: A bill for an Act entitled, "An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana, and for the purchase of a Fish Car for the use of said Hatcheries."

S. B. No. 58: A bill for an Act entitled, "An Act to create the State Board of Entomology, to define its powers and duties and appropriate money therefor."

S. B. No. 115: A bill for an Act entitled, "An Act to permit common carriers to carry free or at reduced rates persons and property in certain cases."

S. B. No. 116: A bill for an Act entitled, "An Act to provide for payment for coal confiscated by Railway Companies, when consigned to others."

S. B. No. 117, a bill for an Act entitled, "An Act to license motor vehicles, providing for the collection of said license and fixing the penalty for the violation thereof."

S. B. No. 127: A bill for an Act entitled, "An Act to amend Sections 7671 and 7673 of the Revised Codes of the State of Montana, relating to the distribution of estates of deceased persons."

S. B. No. 129: A bill for an Act entitled, "An Act authorizing the payment of the bounty claims of S. C. Leedy, and appropriating money from the State Bounty Fund for the payment thereof."

S. B. No. 136: A bill for an Act entitled, "An Act providing a method of distributing property located in this State and owned estates of deceased persons who were non-residents of this state at the time of their death."

Respectfully,

SETH MAXWELL,

Acting Secretary

Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am directed by the Senate to transmit to your Honorable Body the enclosed copy of a resolution which was this day adopted by the Senate.

Very respectfully,

SETH MAXWELL.

Acting Secretary.

WHEREAS, The Senate is in receipt of a communication from the Honorable House of Representatives stating that Lemmon and Jordan have resigned from the Joint Steering Committee of said Senate and House; and,

WHEREAS, The resignation of said Lemmon and Jordan have rendered it possible to organize said Joint Steering Committee, and the said Joint Steering Committee has been duly organized and the business of said Senate and said House of Representatives is now proceeding in an orderly way; and,

WHEREAS, The Senate believes that the resignations of the said Lemmon and Jordan were tendered for the purpose of permitting said Joint Steering Committee to be organized and to the end that the important public business now pending in said Senate and said House of Representatives might be transacted in pursuance of the rules and with dispatch;

NOW, THEREFORE, BE IT RESOLVED, That the Senate of the State of Montana acknowledges with pleasure the high-minded and patriotic motives which prompted the said Lemmon and Jordan to tender their resignations from the said Joint Steering Committee to which they had been regularly and duly appointed, and publicly commends the said Lemmon and the said Jordan for their unselfish and commendable action in the premises.

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred S. B. No. 143, being a bill for an Act entitled, "An Act to enable the State of Montana to publish an official map of the State for State School and Publicity purposes," today reported a substitute for said bill, recommending that said substitute do pass, that the report was adopted, and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 162, being a bill for an Act entitled, "An Act to amend Sections 5 and 16 of Chapter 148, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act to create and establish the office of State Fire Marshal, to provide for his appointment, fixing his salary and defining his duties, and defining the duties and powers of certain other officials in relation thereto,' providing for the appointment of Deputy Fire Marshals, and enlarging the powers of State Fire Marshal," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that S. B. Nos. 108, 122, 132, 151, 158, 149, 140, 157 and 148 were today reported correctly printed.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was today read first and second times and referred:

H. B. No. 1, by Murphy.

To Committee on Labor and Capital.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Military Affairs, to whom was referred House Bill No. 181, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Military Affairs, to whom was referred H. B. No. 113, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 128, today reported, recommending that the same be concurred in, and that the report was adopted.

Also.

That the Committee on Finance and Claims, to whom was referred H. B. No. 193, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 189, today reported, recommending that the bill be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 188, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 186, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 185, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 183, today reported, recommending that the bill be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 187, today reported, recommending that the bill be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 190, today reported, recommending that the bill be concurred in, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to

whom was referred S. B. No. 77, being a bill for an Act entitled, "An Act to create the County of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson County to conform thereto," today reported, recommending that the bill as re-written do pass.

That the report was adopted, and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 19th, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred S. B. No. 67, being a bill for an Act entitled, "An Act to create the County of Lake, designate its boundaries and provide for its organization and government, and to change the boundaries of Flathead, Missoula and Sanders counties to conform thereto," today reported, recommending that the bill be printed, and that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

THIRD READING OF HOUSE BILLS.

By unanimous consent, final reading on H. B. Nos. 159 and 160 was dispensed with.

H. B. No. 159, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Poulsson, Prescott, Rhoades, Smith, Spogen, Tighe, Walker, Word, Working and Mr. Speaker—71.

Noes—None.

Absent and not voting: Clay, Eliel, Ezekiels, Gleason, Harmon, Kelly, Kemmis, Largey, Norton, Pope, Rowe, Sickler, Stewart, Sullivan and Sweet—15.

Title agreed to.

H. B. No. 160 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carnal, Carroll, Christmas, Clark, Conner, Cookingham,

Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McMahon, McNally, Mains, Mayfield, Meadors, Murphay, Murray, Nye, O'Neill, Phillips, Poulsson, Prescott, Rhoades, Sickler, Smith, Spogen, Tighe, Walker, Word, Working and Mr. Speaker—70.

Noes—None.

Absent and not voting: Burnett, Clay, Collins, Eliel, Harmon, Kelly, Kemmis, Largey, Lovelace, MacRae, Norton, Pope, Rowe, Stewart, Sullivan and Sweet—16.

Title agreed to.

On motion of Day the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Mains in the chair.

House resumed.

Mr. Speaker in the chair.

Mains from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 210, a bill for an Act entitled, "An Act appropriating money from the Bounty Fund for the payment of certain bounty claims, proof of which was lost," having had same under consideration, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 211, a bill for an Act entitled, "An Act providing for the payment of deficiency claims for the maintenance of the State Prison," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 212, a bill for an Act entitled, "An Act appropriating money for the payment of salaries of County Clerks to March 1st, 1913," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 214, a bill for an Act entitled, "An Act appropriating money for payment of deficiency claims of certain persons for per diem and expenses of the members of the State Board of Examiners for Coal Mine Inspectors," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration S. B. No. 43, a bill for an Act entitled, "An Act to amend Section 8784 of the Revised Codes of Montana, 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the killing of Elk, Rocky Mountain Goat and Rocky Mountain Sheep, and fixing the open season therefor, and providing for a

closed season on Elk in certain counties in Montana until October first, 1918, and defining the sex and age of Rocky Mountain Sheep that may lawfully be killed during the open season," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 52, a bill for an Act entitled, "An Act to establish a Game Preserve in the Rocky Mountains, for the protection of game animals and birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve," report same back to the House with the recommendation that same be concurred in.

Report of Committee of the Whole adopted.

On motion of Kirschwing, the House took a recess at 12:20 P. M. until 2:00 P. M.

AFTERNOON SESSION.

Rouse reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

No objection being offered, Mr. Speaker reverted back to the Second Order of Business.

NOTICES OF BILLS.

The following notices were given:

By Carnal: A bill to establish the Northern Montana Agricultural and Manual Training College and an Agricultural Experiment Station in connection therewith, appropriating money to pay the United States Government for the land upon which the same is to be situated, and to start and initiate said institution, and amending Section 741 of the Revised Codes of 1907, relating to funds received from the United States for the benefit of agricultural experimental stations.

By Kirschwing: A bill defining the liability of persons or corporations or associations owning, operating, maintaining, constructing or dismantling any electric plant, any appliance or equipment connected therewith in this State for injuries received by employees thereof, or in consequence of the death of any such employees, by reason of negligence, and to declare void contracts restricting such liability.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 1, 72, 105, 192, 196, 200, 201, 206, 237, 239, 243, 254, 255, 256, 257, 258, 259, 270, 273, 274, 286, 287, 300, 301, 306, 307 308, 322, 325 326 and 327.

Walker from the Joint Steering Committee reported as follows:

To the Chief Clerk of the House of Representatives:

Place on General Orders H. B. Nos. 105, 325, 3, 215, 254, 255, 256, 257, 258, 259, 286, 287, 326, 171, 176, 53, 15, 200, 237, 273, 201, 239, 301, 306, 327, 125, 206, 270, 300, 307 and 308.

On motion of Kirschwing, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Murray in the chair.

House resumed.

Mr. Speaker in the chair.

Murray from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 37, a bill for an Act entitled, "An Act authorizing Electors residing outside of any incorporated city or town, and more than five miles from the established polling place in the precinct in which they reside to vote at the polling place nearest to their place of residence," report same back to the House with the recommendation that same be not concurred in.

Also

Having had under consideration S. B. No. 30, a bill for an Act entitled, "An Act to amend Section 270 of the Revised 1907 Code of the State of Montana, relating to the storage and safekeeping of the records of the Grand Army of the Republic," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 88, a bill for and Act entitled, "An Act fixing and limiting the amount allowed the members of the State Board of Examiners as expenses when necessarily absent from the State Capitol in the discharge of official duties, required by law," report same back to the House with the recommendation that same be not concurred in.

Also

Having had under consideration Senate Joint Memorial No. 3, petition to Congress to enact such legislation as will be necessary for the construction of a system of paved public highways connecting the Capital of the several states of the Union with the National Capital and with each other, and also with the principal National Parks," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration H. B. No. 105, a bill for an Act entitled, "An Act to create and appoint a State Tax Commissioner, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties thereof; to provide for the appraisement of all property in the State by said State Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof, and to appropriate funds to carry this Act into effect," report same back to the House with the recommendation that same do pass as amended and report progress and ask leave to sit again.

Report of the Committee of the Whole adopted.

On motion of Day, Professor Shaw was invited to address the House for one-half hour on the subject of "Dry Farming."

On motion of Brower, the House extended a unanimous vote of

thanks to Professor Thomas Shaw for his remarks on Dry Farming this day.

The Committee on Fairs and Expositions was granted permission to retire at 4:00 P. M.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed to correct House Journal of the following dates: February 6th, H. B. Nos. 101, 181, 184, 185, 186, 187, 188, 189, 190, 191, 193, 163, and February 7th, H. B. No. 183.

Also

H. B. Nos. 115, 199, 247, 263, 281, 309, 282, 289, 290, 297, 302, 317, 318, 329, 341; also House Joint Memorials Nos. 5 and 6.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment has delivered to the Governor for his approval this day at 2:50 P. M., H. B. No. 90, introduced by McNally, "An Act to establish a system of examination for Master and Journeymen Plumbers; fixing the fees to be charged for licenses; and the disposition of the funds thus created; and providing penalties for the violation of the provisions of this Act."

Largey from the Conference Committee on S. B. No. 20, reported as follows:

Mr. Speaker:

We, your Conference Committee, to whom was referred S. B. No. 20, a bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans of money, providing a penalty for violation thereof; and to amend Section 5212, Revised Codes of Montana of 1907," beg leave to report as follows:

We recommend that the amendment to Section 1 as adopted by the House be stricken out.

Report adopted by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Christmas, Collins, Cookingham, Davidson, Doggett, Drinkard, Durkan, Eliel, Ellingson, Gleason, Glenn, Gould, Harmon, Heinrich, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Murphy, Murray, Norton, Nye, Poulsson, Rhoades, Sickler, Smith, Sullivan, Tighe and Word—50.

Noes: Blair of Powell, Burnett, Burns, Carroll, Clark, Conner, Crippen, Davis, Fishbaugh, Graybeal, Higgins, Mayfield, O'Neill, Prescott, Stewart, Sweet and Mr. Speaker—17.

Absent and not voting: Clay, Creamer, Crull, Cutts, Day, Ezekiel, Fisher, Henley, Hough, Huddleston, Jordan of Dawson, Mains, Meadors, Phillips, Pope, Rowe, Spogen, Walker and Working—19.

Conner at 4:10 P. M. moved that the House adjourn until 10:00 A. M. tomorrow.

Rhoades moved as a substitute that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Substitute motion prevailed.

GENERAL ORDERS.

Murray in the chair.

House resumed.

Mr. Speaker in the chair.

Murray from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred H. B. No. 325, a bill for an Act entitled, "An Act creating the office of Investment Commissioner, and giving such official certain powers in relation to investment companies and stock brokers for the protection of investors, including the power to license the sale by such companies and stock brokers to the public of securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stock brokers and providing for the regulation of their business as such; and providing penalties for the violation of this Act," report the same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 3, a bill for an Act entitled, "An Act to create and establish a Forestry School at Missoula, to be conducted and operated as a Department of the University of Montana, to provide a name and to make an appropriation therefor," report same back to the House with the recommendation that same do pass.

Report of the Committee of the Whole adopted.

Carroll gave notice that he would move that all bills placed on third reading tomorrow should be considered as read.

Durkan moved that the House do now adjourn until 10:00 A. M. tomorrow.

Crippen moved as a substitute that the House now take a recess until 8:00 P. M. tonight.

Substitute motion prevailed, and recess was taken at 5:00 P. M.

EVENING SESSION.

House reassembled pursuant to recess at 8:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

Largey moved that the Chief Clerk be instructed to recall S. B. No. 20 to the House so that the History of the Bill might be corrected.

Motion prevailed.

On motion of Higgins, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Collins in the chair.

House resumed.

Mr. Speaker in the chair.

Collins from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 215, a bill for an Act entitled, "An Act to appropriate money for the payment of deficiency claims for improvements at the State Prison," having had same under consideration, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 254, a bill for an Act entitled, "An Act appropriating the sum of Forty-eight Dollars Thirty (\$48.30) Cents in payment of a deficiency claim for transportation of State Militia," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 255, a bill for an Act entitled, "An Act appropriating Fifty Dollars to the Thomas Cruse Savings Bank for refund on account of over payment to the State Examiners Fund in the year 1910," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 256, a bill for an Act entitled, "An Act appropriating Two Thousand Twenty-four (\$2,024.15) Dollars Fifteen Cents for the payment of the deficiency claim of Montana, Wyoming and Southern Railway Company," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 257, a bill for an Act entitled, "An Act appropriating Twelve (\$12.00) Dollars for the payment of deficiency claims of Herman Hanson," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 258, a bill for an Act entitled, "An Act appropriating money for the deficiency claims of certain persons for service rendered and supplies furnished which claims were approved by the State Board of Examiners," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 259, a bill for an Act entitled, "An Act appropriating Twenty (\$20.00) Dollars for the relief of J. Eeraerts for a cow killed by the State Veterinarian in error," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 286, a bill for an Act entitled, "An Act to appropriate money for the payment of the claim of J. C. Lowney for services rendered as a member of the commission to draft the Workingmen's Compensation Act," report same

back to the House with the recommendation that same do pass, as amended.

Also

Having had under consideration H. B. No. 287, an Act appropriating money to pay Robert F. Rose, the official stenographer of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana, for reporting the proceedings of the House of Representatives during the said session, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration Sub. H. B. No. 326, a bill for an Act entitled, "An Act to regulate common carriers, and to provide for certain rules and regulations looking to the safety and convenience of the traveling public and shippers upon railroad or railway trains, to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade, or otherwise) the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint rates; to compel the construction or extension of public loading or unloading tracks, and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana certain powers in relation to all the foregoing. Giving the District Court the power to enforce the rulings of the Commission; giving both parties the right of trial by jury and appeals; and providing a penalty for the violation of this Act," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 171, a bill for an Act entitled, "An Act to amend Section 3 of Chapter 45, Laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly," report same back to the House with the recommendation that it be re-referred to the Committee on House Employees to re-draft the bill to include only the Secretary of the Senate, the Chief Clerk of the House at Twelve (\$12.00) Dollars per day each; the Sergeant-at-Arms of both the Senate and the House at Ten (\$10.00) Dollars per day each; the Journal Clerks of the Senate and House and the Reading Clerk of the House at Eight (\$8.00) Dollars per day each, the same to be reported back tomorrow.

Also

Having had under consideration H. B. No. 176, a bill for an Act to amend Chapter 117, of the Twelfth Legislative Assembly Session Laws of 1911, relating to fees of County Clerks, report same back to the House with the recommendation that same be re-referred to the Committee on Mines and Mining.

Report of the Committee of the Whole adopted.

On motion of Crippen, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Eliel in the chair.

House resumed.

Mr. Speaker in the chair.

Eliel from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 53, a bill for an Act entitled, "An Act authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the County Treasury, for the purpose of paying part salary and expenses of a County Agricultural Instructor," having had same under consideration, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration Sub. H. B. No. 15, a bill for an Act entitled, "An Act to amend Sections 2616, 2622, 2623, 2627, 2629, 2630, 2635, 2644, 2657, 2658, 2662, 2664, 2668, 2669 and 2681 of the Revised Codes of Montana of 1907, relating to the collection of property taxes in two payments each year and fixing the rate of interest to be collected on all delinquent payments," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 200, a bill for an Act entitled, "An Act relating to taxation of mortgages, deeds of trust, contracts or obligations, upon real property given to secure the payment of debts and to amend Sections 2498, 2501, 2502, 2578 and 2579 of the Revised Codes of Montana of 1907," report progress and ask leave to sit again for further consideration of said bill.

Report of the Committee of the Whole adopted.

On motion of Kelly, the House adjourned at 11:15 P. M. to meet tomorrow at 10:00 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Forty-Seventh Day

Friday, February 21, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-sixth day and find same to be correct.

Report adopted.

NOTICES OF BILLS.

The following notices were given:

By McNally: A bill to appropriate money for the maintenance of certain inmates of the State Hospital of the Insane in accordance with Chapter 139 of the Laws of the Twelfth Legislative Assembly.

By Cutts: A bill defining the liability of persons or corporation or associations owning, operating, maintaining, constructing or dismantling any electric plant, any appliance or equipment connected therewith in this State for injuries received by employes who are electricians, electrical workers, or persons following the electric trade for a livelihood, or in consequence of the death of any such employes by reason of negligence, and to declare void contracts restricting such liability.

REPORTS OF STANDING COMMITTEES.

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

We, your Committee on Public Morals, Charities and Reforms to whom was referred House Bill No. 376, introduced by Cookingham, bring a bill for an act entitled, "An Act to amend Section 530 of the Penal Code of the State of Montana, being Section 8369 of the Revised Codes of the State of Montana relating to the keeping open of places of amusement on Sunday," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do not pass.

Report adopted.

Also

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

We, your Committee on Public Morals, Charities and Reforms to whom was referred House Bill No. 347, introduced by Rhoades, bring a bill for an Act entitled, "An Act to establish a system of examination for newspaper writers and editors; fixing the fees to be charged for licenses and the disposition of the fund thus created; and pro-

viding penalties for violation of the provisions of this act," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do pass.

King moved the adoption of the report.

Christmas moved as a substitute that Bill No. 347 be referred to the Committee on Judiciary.

Substitute motion prevailed.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 370, introduced by Gleason, being a bill for an Act entitled, "An Act to amend Sections 1 and 18 of Chapter 122, of the Montana Session Laws of 1911."

Amend the title of House Bill No. 370 by adding to the title thereof the following: "Providing for a juvenile court procedure, providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining juvenile delinquent persons, and a dependent child; providing a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying places for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing methods and means of carrying the provisions of this Act into effect," and as amended, recommend that same do pass.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 100, introduced by Kirschwing, being a bill for an Act entitled, "An Act to amend Section 2454 and 3455 of the Revised Codes of Montana, relating to bond elections in cities," report same back to the House with the following amendments:

Amend House Bill No. 100 by inserting in the title after the word "Montana," the figures, "1907."

Amend Section 1 of said bill by inserting after the word "Montana," the figures "1907;" and by striking out in line 3 of said bill the words, "submitted on qualified voters," and inserting in lieu thereof, the words "submission to resident freeholders," and after the figures "3259," insert in parentheses, the figures "4800," and in the same line, change the word "of" to "or."

In Section 2, in next to the last line, by striking out the words "tax payer or qualified elector," and inserting in lieu thereof the words, "resident freeholder."

And as amended, recommend that the same do pass.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as

follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 78, introduced by Byrnes, a bill for an Act entitled, "An Act to improve conditions affecting the health of certain workmen engaged in operating street railway cars or trolley cars; and providing for the heating of street car or trolley car vestibules during certain seasons," report same back to the House with a recommendation that it be concurred in.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 321, introduced by Spogen, being a bill for an Act entitled, "An Act to enable the council of cities or towns to change the boundary lines of said cities or towns by the disannexation of territory," report back to the House with the recommendation that it be indefinitely postponed.

Norton moved the adoption of the report.

Spogen moved as a substitute that the bill be printed.

Substitute motion prevailed.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration House Bill No. 313, introduced by Camp, being a bill for an Act, entitled, "An act creating a Board of Park Commissioners as a department of city government in cities of the first class, defining its power and duties, fixing the term of office of commissioners and providing for their election, and repealing Sections 3318, 3319, 3329, 3320, 3321, 3322, 3324 and 3325 of the Revised Codes of Montana," report same back to the House with the following amendments:.

Amend the first line of Section 1 so as to read first and second class.

Insert in Section 7 the following words: "Provided, however, that this Act shall not apply to cities operating under a commission form of government."

And as amended, recommend that the same do pass.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 374, a bill for an Act entitled, "An Act to repeal Chapter 135 of the Twelfth Session Laws, relating to the designation of temporary county seats and for the location for temporary

county seats in new counties or in counties created by Legislative enactment hereafter," having had same under due consideration, beg leave to report back to the House with the recommendation that same do pass.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred Senate Bill No. 91, a bill for an Act to fix, define and determine the boundaries of Lincoln County, Montana, having had same under due consideration, beg leave to report back to the House with the recommendation that it be concurred in.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 299, a bill for an Act entitled, "An Act to amend Chapter 11 of Part IV of Title II of the Revised Codes of 1907, relating to Boards of County Commissioners by adding a new Section numbered 2897-A, providing a penalty for the violation of Section 2897 thereof," having had same under due consideration, beg leave to report back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred House Bill No. 340, a bill for an Act entitled, "An Act to amend Section 2897 of the Revised Codes of Montana of 1907, relating to county printing," having had same under due consideration, beg leave to report back to the House with the recommendation that the bill be indefinitely postponed.

Report adopted.

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

We, your Committee on Sanitary Affairs, having had under consideration House Bill No. 367, introduced by Jewell, being a bill for an Act entitled, "An Act regulating the practice of dentistry in the State of Montana, for the appointment of a Board of Examiners, for defraying the expenses of said Board; defining the qualifications of Dentists; providing for the licensing of Dentists and for the revocation of said licenses; defining the practice of Dentistry; defining illegal practice of Dentistry and for the punishment thereof and for

the repeal of Sections 1573, 1574, 1575, 1576, 1577, 1578, 1579, 1580, 1581, 1582, 1583 and 1584 of the Revised Codes of Montana of 1907, and all acts amendatory thereof," do hereby recommend that same do pass.

Report adopted.

Also

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs to whom was referred House Bill No. 294, introduced by Day, beg leave to report as follows:

That having had under consideration a bill for an Act entitled, "An Act to repeal Section 1635 of the Revised Codes of Montana and to amend Sections 1623, 1625, 1627 and 1629 and to enact a new Section in lieu of said Section 1635 of the Revised Codes of Montana, all of said sections relating to regulations of the business of Pharmacy," do hereby recommend that a sub-committee be appointed, consisting of Dr. Clark and Dr. Graybeal, to investigate the merit of the bill and report to the Committee not later than Monday.

Report adopted.

Also

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs, to whom was referred House Bill No. 269, introduced by McMahon, beg leave to report as follows:

That after having under consideration House Bill No. 269, a bill for an Act entitled, "An Act to amend Section 1616 of the Revised Codes of Montana of 1907, relating to the practice of Optometry in the State of Montana, and the annual dues and fees to be paid to the Montana State Board of Examiners in Optometry," by those practicing Optometry in the State of Montana," referred same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs to whom was referred House Hill No. 291, introduced by Glenn, beg leave to report as follows:

Having had under consideration a bill for an Act entitled, "An Act relating to hotels and the sanitary conditions of same, and providing for their inspection," do hereby recommend that this bill be reported back to the House with the recommendation that it do pass.

Report adopted.

Rhodes from the Committee on Corporations other than Municipal, reported as follows:

Mr. Speaker:

We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 368, introduced by Holt, being a Bill for an Act entitled, "An Act to amend Chapter 89

of the Session Laws of 1911, entitled, 'An Act relating to and regulating the sale of coal within the State of Montana, requiring all persons, associations and corporations retailing or selling at retail, coal of any kind, to take out a license and providing penalties for violation of this Act,' do hereby recommend that the same do not pass.

Report adopted.

Fisher from the Committee on Fairs and Expositions reported as follows:

Mr. Speaker:

We, your Committee on Fairs and Expositions, having had under consideration House Bill No. 166, entitled, "An Act to remove the Montana State Fair from its present location, and to fix its location at the City of Great Falls; to provide for the purchase of a site and the improvement thereof, and to appropriate money to carry this Act into effect," beg leave to report the same back with the recommendation that it do not pass.

MINORITY REPORT.

Spogn, Huddleston and Cutts from the Committee on Fairs and Expositions reported as follows:

Mr. Speaker:

We, your Committee on Fairs and Expositions to whom was referred House Bill No. 166, introduced by Mains, a bill for an Act entitled, "An Act to remove the Montana State Fair from its present location and to fix its location at the city of Great Falls, to provide for the purchase of a site and the improvements thereof and to appropriate money to carry this into effect," beg leave to report that the bill do pass with the following amendments:

Amend the title to read, An Act entitled, "An Act to remove the Montana State Fair from its present location and to fix its location in or near the city of Great Falls, Cascade County, Montana,"

Amend by striking out all of Section 5 and re-numbering Sections 6 and 7.

Fisher moved the adoption of the Majority report.

Spogen moved as a substitute, the adoption of the Minority Report.

The hour of 12:10 P. M. having arrived, Eliel moved that the House recess until 2:00 P. M.

Motion lost.

Cutts moved the previous question.

Motion prevailed.

Upon roll call the Minority Report was lost by the following vote:

Ayes—Burns, Clark, Clay, Cutts, Ezekiels, Fishbaugh, Gleason, Glenn, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Murray, Norton, Poulson, Prescott, Rowe, Spogen, Stewart, Tighe and Mr. Speaker—34.

Noes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel,

Ellingson, Fisher, Gould, Graybeal, Harmon, Henley, Holt, Hough, Jewell, Kemmis, Kirschwing, Kuphal, Largey, Lovelace, McClung, MacRae, Mayfield, O'Neill, Phillips, Pope, Rhoades, Sickler, Smith, Sweet, Walker, Word and Working—48.

Paired—Carnal and Nye—2.

Absent and not voting—Carroll and Sullivan—2.

Majority report adopted.

Lovelace moved a reconsideration of the vote by which the Majority report was adopted.

Day moved to lay this motion on the table.

Motion to table prevailed.

On motion of Lovelace, the House took a recess at 12:35 P. M. until 2:00 P. M.

AFTERNOON SESSION.

House met pursuant to recess at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

REPORTS OF STANDING COMMITTEES.

Fisher from the Committee on Fairs and Expositions reported as follows:

Mr. Speaker:

We, your Committee on Fairs and Expositions, having had under consideration House Bill No. 364, entitled, "An Act to amend Section 2928 of the Revised Codes of the State of Montana, as amended by Section 3, Chapter 30 of the Laws of 1911, relating to County Fairs," beg leave to report the same back to the House with the recommendation that the same do pass.

Report adopted.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: 227, 238, 264, 271, 295, 304, 331 and 323.

Word from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

Your Committee on Irrigation and Water Rights to whom was referred House Bill No. 343, introduced by Camp, a bill for an Act entitled, "An Act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and repealing all acts and parts of acts in conflict therewith," having had said bill under consideration, report same back to the House with the recommendation that it do pass.

Report adopted.

INTRODUCTION OF BILLS.

No objection being offered, O'Neill, Blake and Camp were each granted permission to introduce a bill without previous Notice having been given.

The following bills were introduced and placed on file:

By Annin: H. B. No. 385. An Act entitled, "An Act to amend

Sections 64, 70 and 104 of Chapter 147, Session Laws of 1909, providing for the management and control of the lands now owned or hereafter to be acquired by the State of Montana, including the sale of and rental thereof, and the management, protection, and disposition of the timber growing thereon and the coal, oil and minerals therein."

By Collins: H. B. No. 386. "A bill for an Act to provide for an additional judge for the Twelfth Judicial District of the State of Montana."

By Collins: H. B. No. 387. A bill for an Act entitled, "An Act to provide for Attorney's fees in certain actions between employers and employees."

By Jewell: H. B. No. 388. A bill for an Act entitled, "An Act to amend Section 87 of Chapter 147, Session Laws of 1909, providing for the Investment of the Permanent Land Grant Fund."

By Higgins: H. B. No. 389. A bill for an Act entitled, "An Act regulating the admission to practice of graduates of the Law Department of the University of Montana."

By Walker: H. B. No. 390. A bill for an Act entitled, "An Act to amend Section 6388 of the Revised Codes of Montana, 1907, relating to the practice of law and to prevent persons other than licensed attorneys from practicing law and from representing themselves to be an attorney and from receiving any fee for services rendered as such."

By Meadors: H. B. No. 391. A bill for an Act entitled, "An Act to amend Article V. of Chapter I., Title XL., Division III., Part IV. of the Revised Codes of Montana of 1907, by adding to said Chapter two additional sections to be numbered 5590-a and 5590-b, relating to provisions in insurance policies, and providing certain penalties for settling up certain defenses in certain cases."

By Holt: H. B. No. 392. A bill for an Act entitled, "An Act prohibiting City and Town Councils, Aldermen, Street Committees and Executive Boards of Cities and Towns, City and Town Commissioners, County Commissioners and other officers of Cities and Towns within the State of Montana from including in Specifications for, and using in the improvement or repair of highways, streets, avenues, alleys and thoroughfares, within the State of Montana, any patented or trademarked article, articles or material, in whole or in part, except upon conditions prescribed in this Act; and requiring bidders upon all contracts for such improvements and repairs to file with their bid an affidavit, showing non-collusion with any other bidder or bidders for the maintenance of prices or limiting, or prevention of other bidding."

By McClung: H. B. No. 393. A bill for an Act entitled, "An Act to prohibit treating in Saloons, or places where spiritous or malt liquors and beverages of all kinds are sold and prescribing penalties for the violation thereof."

By Jahreiss: H. B. No. 394. A bill for an Act entitled, "An Act to amend Section 3240 of the Revised Codes of Montana for 1907, relative to the salaries of mayor and aldermen."

By O'Neill: H. B. No. 395. A bill for an Act to appropriate money for the purchase and distribution of a book entitled, "Dry Land

Farming."

By Kemmis: H. B. No. 396. A bill for an Act entitled, "An Act to amend Sections 6520 and 6521 of the Revised Codes of Montana of 1907, relating to the publication of summons."

By Carnal: H. B. No. 397. A bill for an Act entitled, "An Act to establish and locate the Northern Montana Agricultural and Manual Training College, and an Agricultural Experimental Station in connection therewith; appropriating money to pay the United States Government for the land upon which the same is to be situated, and to start and initiate said institutions; and amending Section 741 of the Revised Codes of 1907, relating to funds received from the United States for the benefits of agricultural experimental stations."

By Blake: H. B. No. 398. A bill for an Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Sections 1841 and 1842 of the Revised Codes of Montana of 1907.

By Camp: H. B. No. 399. A bill for an Act entitled, "An Act to amend Sections 2098 and 2099 of the Revised Codes of Montana of 1907 relating to the collection and preparation of statistical reports by the Commissioner of Agriculture and Publicity."

READING OF SENATE BILLS.

S. B. No. 41, read first and second times at length and referred to Committee on Appropriations.

S. B. No. 58, read first and second times at length and referred to Committee on Appropriations.

S. B. No. 115, read first and second times by title only and referred to Committee on Appropriations.

S. B. No. 116, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 117, read first and second times by title only and referred to Committee on Townships and Counties.

S. B. No. 127, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 129, read first and second times at length and referred to Committee on Appropriations.

S. B. No. 136, read first and second times by title only and referred to Committee on Judiciary.

READING OF HOUSE BILLS.

H. B. No. 385, read first and second times by title only and referred to Committee on State Lands.

H. B. No. 386, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 387, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 388, read first and second times by title only and referred to Committee on State Lands.

H. B. No. 389, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 390, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 391, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 392, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 393, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. 394, read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 395, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 396, read first and second times by title only and referred to Committee on Judiciary.

H. B. No. 397, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 398, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 399, read first and second times by title only and referred to Committee on Agriculture.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

Senate Chamber,

Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following measures having been read three several times were today passed, title agreed to, and are transmitted herewith for concurrence:

Senate Bill No. 120, a Bill for an Act entitled, "An Act to create the Fourteenth Judicial District of the State of Montana to be composed of the counties of Broadwater and Meagher; to change the boundaries of the Ninth Judicial District to conform thereto; to change the boundaries of the Tenth Judicial District to conform thereto, and to provide for the appointment, duties, powers and term and compensation of Judge of said Fourteenth Judicial District."

Senate Bill No. 39, a bill for an Act entitled, "An Act to amend Sections 2608, 2609, 2610, 2611, 3353 and 3355 of the Revised Codes, so as to require the performance by County Assessors of certain duties in relation to revenue heretofore performed by County Clerks."

Senate Joint Resolution No. 3: A Joint Resolution extending the thanks of the Legislative Assembly of the State of Montana, to Charles M. Russell, E. S. Paxson and Ralph De Camp.

Senate Joint Memorial No. 4: Petition to Congress to enact such legislation as will be necessary for the establishment and the main-

tenance of an Agricultural Building for the display of Agricultural products.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 1, House Joint Resolution No. 5 and House Bill No. 147, having been read three several times, were today concurred in, and are returned herewith.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Enclosing:

H. J. M. No. 1.

H. J. R. No. 5.

H. B. No. 147.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Bill No. 96, today reported, recommending that same be not concurred in. The bill is returned herewith.

Also

That the Committee on Judiciary, to whom was referred House Bill No. 69, today reported, recommending that same be not concurred in. Bill is returned herewith.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Enclosing:

H. B. No. 96.

H. B. No. 69.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced, read first and second times and referred:

Senate Bill No. 171, by Dearborn. A bill for an Act entitled, "An Act to fix the salaries of the County Superintendents of common schools

in the several counties of the State of Montana," to Committee on Education.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were this day introduced, read first and second times and referred:

Senate Bill No. 167, by Whiteside, (by unanimous consent without previous notice). A bill for an Act entitled, "An Act to appropriate money for the payment of Charles Munckton for the care and keep of Lee Rhine, a ward of the State," to Committee on Finance and Claims.

Senate Bill No. 168, by Fish and Game Committee: A bill for an Act entitled, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for their compensation, and providing the manner in which the same shall be paid," to Committee on Fish and Game.

Senate Bill No. 169, by Taylor, (by unanimous consent without previous notice;) A bill for an Act entitled, "An Act providing that no license shall be required for moving picture shows in places having a population not exceeding one thousand five hundred," to Committee on Counties, Towns and Corporations.

Senate Bill No. 170, by Boardman, (by unanimous consent without previous notice;) A bill for an Act entitled, "An Act relating to the State Militia, and amending Sections 1050, 1057, 1060, 1061, 1062, 1079, and 1091 of the Revised Codes of Montana of 1907," to Committee on Judiciary.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that Senate Bills numbered 79, 120 and 160 were today reported correctly engrossed.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Bill No. 169, today reported, recommending that the bill be concurred in, and that the report was adopted.

Also

That the Committee on Fish and Game, to whom was referred House Bill No. 184, today reported, recommending that the bill be concurred in, and that the report was adopted.

Also

That the Committee on Fish and Game, to whom was referred House Bill No. 78, today reported recommending that the bill be concurred in, and that the report was adopted.

Respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 164, being a bill for an Act entitled, "An Act relating to fees of County Clerk," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 165, being a Bill for an Act entitled, "An Act to amend Section 8580, Revised Codes of Montana of 1907, relating to the crime of forcible entry and detainer," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Judiciary, to whom was referred Senate Bill No. 166, being a bill for an Act entitled, "An Act to amend Section 9289 of the Revised Codes of Montana of 1907, relating to evidence of false pretenses," today reported, recommending that the bill do pass. That the report was adopted, and bill referred to the Printing Committee.

Also

That the Committee on Education, to whom was referred Senate Bill No. 163, being a bill for an Act entitled, "An Act to prescribe further duties and powers for the State Examiner; to cause the books and accounts of all incorporated cities and towns and the books and accounts of school districts of the first and second class to be examined at least once each year; to provide for the payment of fees

for the examination thereof, and also, to allow the State Examiner to appoint another deputy," today reported, recommending that same do pass. That the report was adopted, and bill referred to the Printing Committee.

Also

That the Committee on Apportionment and Representation, to whom was referred Senate Bill No. 99, being a bill for an Act entitled, "An Act to divide the State of Montana into Congressional Districts," today reported, recommending that the bill do pass. That the report was adopted, and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber.

Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 145, being a bill for an Act entitled, "An Act to create the County of Wheatland, designate its boundaries, and provide for its organization and government, and to change the boundaries of Meagher, Sweet Grass, Musselshell and Fergus Counties to conform thereto," today reported, recommending that same do pass, with the following amendment:

By striking out all of Section 1, and inserting in lieu thereof the following:

"Beginning at a point where the range line between ranges twelve, (12) and thirteen (13) East, intersects the Northern boundary of Meagher County; thence South, following the range line between ranges twelve (12) and thirteen (13) East to the Southwest corner of Section Eighteen (18), Township Six (6) North of Range Thirteen (13) East; thence East to the Southeast corner of Section Thirteen (13), Township Six (6) North of Range Thirteen (13) East; thence South to the Southwest corner of Section Thirty-one (31), Township Six (6) North of Range Fourteen (14) East; thence East to the Southeast corner of Section thirty-six (36), Township Six (6) North of Range Fifteen (15) East; thence South to the Southwest corner of Section Eighteen (18) Township five (5) North of Range Sixteen (16) East; thence East of the Southeast corner of Section thirteen (13) Township five (5) North of Range Nineteen (19) East; thence North on the range line between ranges nineteen (19) and twenty (20) East to the Northeast corner of Section One (1), Township Eleven (11) North of Range Nineteen (19) East; thence west on Township line to the Northwest corner of Section six (6), Township Eleven (11) North of Range Fourteen (14) East; thence South to the North Boundary of Meagher County; thence West following the North boundary of Meagher County to point of beginning.

That the report was adopted and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 150, being a bill for an Act entitled, "An Act to amend Section 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders Conuty," today reported that same be concurred in, with the following amendments:

Strike out from the last line of page 1 of the original bill the following words, "medidian 115 degrees West," and insert in lieu thereof the following:

"The Southeast corner of Section 31, Township 25 North, Range 27 West;" also, strike out of the first line on second page of said original bill the word "meridian," and insert in lieu thereof the following, "Section line to the Southeast corner of Section 18, Township 26 North, Range 26 West, thence West one mile to the Southwest corner of said Section 18, thence North."

And that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Stock Growing and Grazing, to whom was referred Senate Bill No. 109, being a bill for an Act entitled, "An act to establish a Game Preserve in the County of Lewis and Clark, Montana, for the protection of Mountain Sheep, Deer, Elk and other game animals and birds, defining its boundaries, and providing penalties for the killing of any animals within such preserve," today reported, recommending a substitute for said Senate Bill No. 109; that said substitute do pass, and that further action on original bill No. 109, be indefinitely postponed. That the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred House Bill No. 191, today reported, recommending that it be re-referred to the Committee on Finance and Claims, and that the report was adopted.

Respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 107 and 137 were today reported correctly printed.

Respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 125, today reported, recommending that same be concurred in, and that the report was adopted.

Respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, to whom was referred Senate Joint Memorial No. 5—A petition to Congress to set aside Twenty-five per cent of the revenue derived from the National Forests to be used in the construction of public highways, today reported, recommending that said Memorial do pass, and that the report was adopted.

Respectfully,

SETH MAXWELL,

Acting Secretary.

THIRD READING OF SENATE BILLS.

On motion of Carroll, S. B. No. 43 was considered read.

S. B. No. 43, having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Tighe, Word, Working and Mr. Speaker—63.

Noes—None.

Absent and not voting—Blake, Burnett, Burns, Clark, Collins, Crull, Eliel, Ezekiels, Gould, Harmon, Huddleston, Jahreiss, Johnson, Kiley, King, Largey, McNally, Norton, Nye, O'Neill, Smith, Sweet and Walker—23.

Title agreed to.

On motion of Carroll, S. B. No. 52 was considered as read.

S. B. No. 52 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Phillips, Pope, Prescott, Spogen, Stewart, Tighe, Word, Working and Mr. Speaker—62.

Noes—Holt and Sickler—2.

Absent and not voting—Blake, Burnett, Clark, Collins, Eliel, Ezekiels, Fisher, Gould, Harmon, Huddleston, Kiley, Largey, McNally, Nye, O'Neill, Poulsson, Rhoades, Rowe, Smith, Sullivan, Sweet and Walker—22.

Title agreed to.

On motion of Carroll S. B. No. 30 was considered as read.

S. B. No. 30, having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Phillips, Pope, Prescott, Rowe, Sickler, Spogen, Stewart, Tighe, Word, Working and Mr. Speaker—61.

Noes—Higgins—1.

Absent and not voting—Blake, Burnett, Clark, Collins, Crippen, Durkan, Eliel, Ezekiels, Gould, Harmon, Huddleston, Kelly, King,

Largey, McNally, Mains, Nye, O'Neill, Poulsson, Rhoades, Smith, Sullivan, Sweet and Walker—24.

Title agreed to.

On motion of Carroll, S. J. M. No. 3 was considered as read.

S. J. M. No. 3 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Gleason, Glenn, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kemmis, Kiley, Kirschwing, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Tighe, Word, Working and Mr. Speaker—60.

Noes—None.

Absent and not voting—Blake, Burnett, Clark, Collins, Cramer, Day, Eliel, Ezekiels, Fisher, Gould, Graybeal, Harmon, Hough, Hudleston, Jordan of Dawson, Kelly, King, Kuphal, Largey, McNally, Nye, O'Neill, Smith, Sullivan, Sweet and Walker—26.

Title agreed to.

No objection being offered, Mr. Speaker reverted to the Fifth Order of Business.

INTRODUCTION OF BILLS.

The following bills were introduced, read first and second times and referred as follows:

S. B. No. 120, to Committee on Judiciary.

S. B. No. 39, to Committee on Townships and Counties.

S. J. R. No. 3, to Committee on State Boards and Officers.

S. J. M. No. 4, to Committee on Federal Relations.

Murray moved that when the House adjourns today, it adjourn to meet Monday, February 24th at 2:00 P. M.

Motion prevailed.

On motion of Crippen, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Jewell in the chair.

House resumed.

Mr. Speaker in the chair.

Jewell from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 196, a bill for an Act entitled, "An Act to regulate and control the construction of dams and the use of water for the generation of power and to prohibit the monopoly of such use," having had same under consideration, report same back to the House with the recommendation that same do pass as amended.

Report of the Committee of the Whole adopted.

On motion of Drinkard, the House reverted back to the Fourth

Order of Business.

REPORTS OF STANDING COMMITTEES.

Drinkard from the Committee on Highways reported as follows:

Mr. Speaker:

We, your Committee on Highways to whom was referred House Bill No. 36, introduced by Drinkard, entitled, "An Act to enact a general highway law with an appropriation to carry out its provisions; and to repeal Sections 1337, 1338, 1340, 1341, 1344, 1346, 1345, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1373, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448,

1449, 1450, 1451, 1452, 1452, and 1456 of the Revised Codes, and also repealing that certain Act approved March 11, 1909, entitled, "An Act to provide for the permanent improvement of main highways by extension of county aid for such purpose, to provide the manner of petitioning for such improvements; for the levying of assessments, upon lands benefitted thereby; for the payment of a part of the cost thereof," having had said bill under consideration, and having had the bill rewritten including the amendments made by the Committee of the Whole, and having amended the bill so as to provide for the county Commissioners, in cases where the county is bonded for large sums of money and the commissioners have large sums of money to expend, may employ an expert road builder and engineer to oversee the general road work of the county, recommend that the bill do pass and be placed on General Orders.

Report adopted.

MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:
EXECUTIVE OFFICE,
Helena, Montana.

February 21, 1913.

The Speaker of the House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State, House Bill No. 90—"An Act to establish a system of examination for master and journeymen plumbers; fixing the fees to be charged for licenses, and the disposition of the fund thus created; and providing penalties for the violation of the provisions of this Act."

(Signed:) S. V. STEWART,

Governor.

The following Resolution was received and read:

RESOLUTION.

WHEREAS, the enactment of a Workmen's Compensation Act in some form is generally conceded to be the most important matter of legislation before the Thirteenth Legislative Assembly at the present time, and is a measure to which all political parties are pledged and in honor and duty bound to perfect and mould into law; and

WHEREAS, House Bill No. 1, a workmen's compulsory compensation act on the state insurance commission plan, passed this House February 18 and was regularly transmitted to the Senate; and the records of the House show that Senate Bill No. 34, a workmen's compensation act on the direct liability and compensation plan, was on February 14 reported from the Senate Committee on Capital and Labor for passage, and on February 17 recommended for passage in Committee of the Whole, referred to and then withdrawn from the Engrossing Committee, placed on General Orders by the Steering Committee, February 20, and finally re-referred to the Senate Committee on Capital and Labor; and

WHEREAS, we believe that the two bills mentioned are so constitutionally and fundamentally different as to preclude the possibility of either House concurring in the action of the other, as is best evidenced in the history of House Bill No. 1 and Senate Bill No. 34; and

WHEREAS, we realize that in the eight days of the session in which a conference liability bill may be perfected, there is even now insufficient time to do justice to so monumental a subject, and that the people of the State, who have been promised this remedial legislation in all sincerity, are justly impatient at the delay thus far.

NOW, THEREFORE, BE IT REVOLVED: That the Speaker of the House appoint a Conference Committee, consisting of three members, on Workmen's Compensation, according to Joint Rule No. 17, as follows:

"In every case of disagreement between the Senate and House of Representatives, if either House requests a conference and appoints a committee for that purpose, the other shall appoint a committee consisting of the same number of members to confer therewith upon the subject of their disagreement."

AND BE IT FURTHER RESOLVED: That the House hereby request the Honorable Senate to appoint a like committee to act with the House Committee, as provided in this rule, conveying to such Joint Committee full power to draft, amend or recommend a bill to both houses that may be mutually satisfactory.

(Signed:) CUTTS.

Resolution adopted.

In conformity with the above Resolution, Mr. Speaker appointed the following Conference Committee:

CUTTS,
DAY,
MAYFIELD,

No objection being offered, Mr. Speaker reverted to the Fifth Order of Business.

INTRODUCTION OF BILLS.

By unanimous consent, Kelly and Davis were each granted permission to introduce a bill without previous notice having been given.

The following bills were introduced and placed on file:

By Committee on Appropriations: H. B. No. 400. A bill for an

Act entitled, "An Act appropriating the sum of One Thousand and Fifty (\$1050) to A. W. Butts of Red Rock, Beaverhead County, Montana, in payment for five (5) horses slaughtered by the State Veterinary Surgeon's Department on or about August 7, 1912."

By Committee on Appropriations: H. B. No. 401. A bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for expenses incurred by District Judges, also expenses of Sheriffs incurred in transporting prisoners, also expenses incurred in sending requisitions."

By Committee on Appropriations: H. B. No. 402. A bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claim of Link and Haire for a balance due for architect's fees on the capitol wings of the State of Montana."

By Appropriation Committee: H. B. No. 403. A bill for an Act entitled, "An Act appropriating money from the license bounty fund for the payment of the claim of George H. Scott."

By Lovelace: H. B. No. 404. A bill for an Act entitled, "An Act to provide more convenient Transportation for the Members of the Board of Railroad Commissioners of the State of Montana, and to appropriate money therefor."

By Holt: H. B. No. 405. A bill for an act entitled, "An Act appropriating money for erecting a Dairy Barn at and in connection with the Montana State Reform School at Miles City."

By Holt: H. B. No. 406. A bill for an Act entitled, "An Act to empower the state to purchase additional land for the use of the Reform School and appropriating Sixteen Thousand Dollars to pay for same."

By MacRae: H. B. No. 407. A bill for an Act entitled, "An Act to establish a seed lien."

READING OF HOUSE BILLS.

On motion of Stewart, the rules were suspended and the reading of the following bills were dispensed with:

H. B. No. 400, read by title only and referred to Committee on Appropriations.

H. B. No. 401, read by title only and referred to Committee on Appropriations.

H. B. No. 402, read by title only and referred to Committee on Appropriations.

H. B. No. 403, read by title only and referred to Committee on Appropriations.

H. B. No. 404, read by title only and referred to Committee on Appropriations.

H. B. No. 405, read by title only and referred to Committee on Appropriations.

H. B. No. 406, read by title only and referred to Committee on Appropriations.

H. B. No. 407, read by title only and referred to Committee on Judiciary.

Jewell gave notice that he would move on Monday to consider H. B. No. 129, as read, when said bill is placed on its final passage.

Carroll gave notice that he would move on Monday to consider H. B. No. 196 as read, when said bill is placed on its final passage.

On motion of Stewart, the House adjourned at 5:30 P. M. to meet Monday, February 24th, at 2:00 P. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fiftieth Day

Monday, February 24, 1913.

House met pursuant to adjournment at 2:00 P. M.

Mr. Speaker in the chair.

Prayer by Chapain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Forty-seventh day and find same to be correct.

Report adopted.

COMMUNICATIONS AND PETITIONS.

February 24, 1913.

Hon. A. D. Macdonald,

Speaker of the House of Representatives,

Helena, Montana.

Dear Sir:

I have the honor herewith to transmit House Joint Memorial No. 3 of the Legislative Assembly of the State of Wyoming for such action as your Honorable Body may deem proper.

Very respectfully,

(Signed) A. M. ALDERSON,

Secretary of State.

Referred to Committee on Fish and Game.

To the Hon. Members of the Thirteenth Legislative Assembly:

We, the undersigned, members of the Senate and House, beg to advise that, prompted by a desire to know more about the State Institutions, we visited the State School for the Deaf, Blind and Feeble Minded at Boulder.

And we desire to report that it is the sense of their unofficial committee, that the State is to be congratulated in possessing this important and worthy institution.

Particularly do we desire to compliment the president of the school, Mr. J. H. Menzemer, his efficient corps of teachers and assistants, also the state and local board of control for the splendid management of the school, and the good work accomplished for the unfortunately afflicted.

Owing to the great development of the State at present, and its increasing population—we recommend that the most liberal appropriation possible be made for this Institution.

So that additional facilities may be provided necessary to accommodate the increasing number of children similarly afflicted.

(Signed)

Senators:

J. E. LEARY,
D. S. M'KENZIE,
HENRY GALWEY,
G. H. STEVENS,
LEIGHTON.

(Signed)

Representatives:

KUPHAL,
CRIPPEN,
JORDAN,
CLARK,
CHRISMAS.

Referred to Committee on Appropriations.

NOTICES OF BILLS.

The following notices were given:

By Spogen: A bill to prohibit malicious injuring of property constituting natural scenery in the State of Montana.

By Walker: A bill to provide a system for the identification of criminals and persons accused of crime according to the system commonly known as the "Bertillion Method of Identification."

REPORTS OF STANDING COMMITTEES.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Joint Memorial No. 1, beg leave to report said Memorial containing a clerical error in line 25, in the printed bill, the word "contrary" being misspelled and we therefore ask to be empowered to make said correction.

Also

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 147, beg leave to report said bill containing a clerical error in line 1 of the printed bill, the word "the" being duplicated. We therefore ask to be empowered to make said correction.

On motion of Working, the Enrollment Committee was empowered to make the corrections asked for in the reports.

Prescott from the Committee on House Employees reported as follows:

Mr. Speaker:

Your Committee on House Employees to whom was referred H. B. No. 171, a bill for an Act entitled, "An Act to amend Section 3 of Chapter 45, Laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly," having had same under due consideration, beg leave to report back to the House with the recommen-

dation that H. B. No. 171 be indefinitely postponed and a substitute measure be introduced in lieu thereof, entitled, "Substitute for H. B. No. 171, introduced by Committee on House Employees, a bill for an Act entitled, 'An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Section 3, of Chapter 45, Laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly,'" and recommend that Substitute for House Bill No. 171 do pass.

Report adopted.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 319, introduced by Kelly, a bill for an Act making an appropriation for the payment of warrants issued by the State Arid Land Grant Commission and for open accounts shown on the ledger of said commission; and providing for the payment thereof," beg leave to report back to the House with the recommendation that this bill do not pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker.

Your Committee on Appropriations, after having had under consideration S. B. No. 115, introduced by Committee on Finance and Claims, a bill for an Act entitled, "An Act to permit common carriers to carry free or at reduced rates persons and property in certain cases," beg leave to report back to the House with the recommendation that this bill be concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration H. B. No. 320, introduced by Sullivan, a bill for an Act entitled, "An Act to appropriate money to pay bounty claim of K. W. Hale," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration Substitute for S. B. No. 73, introduced by Williams, a bill for an Act entitled, "An Act to encourage dairying in the State of Montana, and to provide compensation to the owners of dairy cattle slaughtered or otherwise disposed of under the laws of this State, because of infection with tuberculosis," beg leave to report back to the House with the recommendation that this bill be concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration S. B. No. 41, introduced by Whiteside, a bill for an Act entitled, "An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana, and for the purchase of a Fish Car for the use of said Hatcheries," beg leave to report back to the House with the recommendation that this bill be referred to the Fish and Game Committee.

Report adopted.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 217, 310, 296, 311, 332, 338, 355, 358, 360, 369, 381, 267, 350 and 357.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred H. B. No. 382, introduced by Clay, a bill for an Act to amend Section 2246 of the Revised Codes of 1907, relating to the salary of the State Engineer and providing for reimbursement of the general fund out of the Carey Fund for his salary for the time spent on Carey Land work," beg leave to report back to the House with the following amendment:

"Amend Section 2246 in Section 1 by striking out the letters "six hundred," and as amended recommend that the same do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration H. B. No. 377, introduced by Eliel, a bill for an Act to pay certain employees of the Senate and the House as provided in Sections 76 and 81 of the Revised Codes of Montana of 1907, beg leave to report back to the House with the recommendation that this bill do pass.

Also

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration H. B. No. 349, introduced by McNally, a bill for an Act entitled, "An Act to amend Sections 1, 2, 3 and 4 of Chapter 115 of the Montana Session Laws of 1911 relating to the establishment of a State Board of Poultry Husbandry, providing the duties of such Board and appropriating money therefor," beg leave to report back to the House with the following amendment:

Amend Section 4 by striking out the letters and figures "Two

Thousand," and as amended recommend that the same do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration H. B. No. 373, introduced by Appropriation Committee, a bill for an Act entitled, "An Act directing the State Treasurer to transfer from the general fund of the State of Montana the sum of \$19,372.32 to the Agricultural College of Montana Income Fund," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows :

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred H. B. No. 372, a bill for an Act entitled, "An Act providing for the registration, identification and regulation of motor vehicles, operated and driven upon the public roads and highways of this State," having had same under due consideration, beg leave to report back to the House with the recommendation that the bill do pass.

Report adopted.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

Your Committee on Affairs of Cities to whom was referred S. B. No. 59, introduced by Mackenzie, being a bill for an Act relating to special improvements in cities and towns, and repealing Sections 3367 to 3429 inclusive, of the Revised Codes of Montana of 1907, and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana," report same back to the House with the following amendments, and as amended, recommend that it be concurred in.

Amend Section 3 by striking out the figures "16" and insert in lieu thereof the figures "15."

Amend Section 3, by striking out in lines 59 and 60 the words beginning with the word "or" and ending with the word "affect," and insert in lieu thereof the following: "and a copy of such notice shall be mailed to every person, firm or corporation, or the agent of such person, firm or corporation having property with the proposed district at his last known address, upon the same day such notice is first published or posted."

Amend Section 4 by striking out in lines 81 and 82, the words beginning with the word "and" and ending with the word "bulk."

Amend Section 6, by inserting the following sentence after the word "him" in line 115.

"Any owner or his agent may also make verbal protest against the creation of such improvement district at the time when, and the place where the council has designated for the having of such protests."

Amend Section 6 by striking out in lines 128, 129 and 130 the words

beginning with the word "or" in line 128 and ending with the word "Alleys," in line 130.

Amend Section 9, by striking out in line 153 the word "first" and insert in lieu thereof the word "final," also strike out in said line the words "or posting."

Amend Section 9, by striking out in line 173 the words "three-fourths part" and inserting in lieu thereof the words "over fifty per cent."

Amend Section 10 by striking out in lines 185 all the words beginning with the word "to" and ending with the word "Council," and inserting in lieu thereof the following words, "to the same plans and specifications governing the lowest responsible bidder."

Amend Section 14, line 1, by striking out the word "ten" and inserting in lieu thereof the word "sixty."

Amend Section 15, sub. sec. (I) line 256, by inserting after the word "railway," the words "or street railway."

Amend Section 15. Sub. Div. 2, by striking out the word "many" in line 267 and inserting in lieu thereof the word "shall," and by inserting after the word "declare" in line 267 the word "that," and by adding after the word "improvement" in line 270, the following words, "and the cost of said work on improvement in front of said lots, pieces or parcels of land shall be paid by the city from its general fund," and by striking out all the words beginning with the word "in" in line 270 and ending with the word "fund" in line 276.

Amend Section 31 in line 13 of this section by striking out the word "thirty" and inserting in lieu thereof the word "sixty."

Report adopted.

Rhoades moved that the amendments to S. B. No. 59 as presented by the Committee on Affairs of Cities be printed and placed on the desks of the members.

Motion prevailed.

Also

Norton from the Committee on Affairs of Cities reported as follows:
Mr. Speaker:

Your Committee on Affairs of Cities to whom was referred H. B. No. 375, introduced by O'Neill, being a bill for an Act entitled, "An Act to amend Section 8416 of the Revised Codes of Montana, 1907, relating to gambling and gambling devices," having had same under consideration, report back to the House with the recommendation that the same do pass.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:
Mr. Speaker:

Your Committee on Affairs of Cities to whom was referred S. B. No. 128, by O'Shea, a bill for an Act entitled, "An Act to amend Section 3456 of the Revised Codes of Montana, of 1907, relating to notice of sale of city bonds," having had same under consideration report back to the House with the recommendation that we do not concur in said

bill.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

Your Committee on Affairs of Cities to whom was referred S. B. No. 354, introduced by Burnett, being a bill for an Act entitled, "An Act defining and regulating theatres, providing for aisles therein and prescribing the means of ingress and egress therefrom," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do pass as amended.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

Your Committee on Affairs of Cities to whom was referred S. B. No. 379, introduced by Committee on Affairs of Cities, being a bill for an Act entitled, "An Act to amend Section 32 of Chapter 57 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to the manner in which a city operating under the commission form of government may abandon such system, and accept the general laws of the State then applicable to cities of its population," having had such bill under consideration, beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

Sweet from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs, to whom was referred H. B. No. 294, introduced by Day, being a bill for an Act entitled, "An Act to repeal Section 1635 of the Revised Codes of Montana and to amend Sections 1623, 1625, 1626, 1627 and 1629, and to enact a new section in lieu of said Section 1635 of the Revised Codes of Montana, all of said sections relating to regulations of the business of Pharmacy," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

McMahon from the Committee on Mines and Mining reported as follows:

Mr. Speaker:

Your Committee on Mines and Mining, to whom was referred H. B. No. 176, introduced by Kuphal, being a bill for an Act entitled, "An Act to amend Chapter 117, of the Twelfth Legislative Assembly Session Laws of 1911, relating to fees of County Clerks," beg leave to report and recommend that further consideration be indefinitely postponed, for the reason that it is inadequate to carry out the amendment to the Statute desired, and we beg leave to give notice of the introduction of a substitute for H. B. No. 176, being a bill for an Act entitled, "An Act to amend Section 3168 of the Revised Codes of Montana of 1907, relating to the fees of County Clerks, as amended by Chapter 117 of the

Twelfth Session Laws by an Act entitled, 'An Act to amend Section 3168 of the Revised Codes of Montana of 1907, relating to the fees of County Clerks,' and said substitute for H. B. No. 176 is hereby recommended for passage.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 303, a bill for an Act entitled, "An Act to amend Section 6378 of the Revised Codes of Montana of 1907, relating to salary and mileage of court stenographers; Act approved March 4th, 1909, Eleventh Session Laws at Page 190, Chapter 80 thereof, and to provide that official court stenographers shall receive their actual traveling expenses and actual living expenses when traveling from one county to another within their Judicial Districts and while in attendance upon the court of any Judicial District in session at any county other than the one where such stenographer shall reside, and to provide for the payment thereof," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 365, a bill for an Act entitled, "An Act amending Section 3832 of the Revised Codes of Montana, of 1907, relating to By-Laws of Corporations," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 353, a bill for an Act entitled, "An Act providing for an action by any person or persons interested in real estate to determine conflicting claims to real property, providing for joinder of all persons known claiming any right, title and interest in such property and for the joinder of all other persons unknown, claiming any right, title and interest in the property, and providing for the service upon such unknown persons by the publication of summons and other purposes," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 136, a bill for an Act entitled, "An Act providing a method of distributing property in this State and owned by estates of deceased persons

who were non-residents of this State at the time of their death," having had same under consideration, beg leave to report the same back with the recommendation that it be not concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 348, a bill for an Act entitled, "An Act to amend Section 7083 of the Revised Codes of Montana of 1907, relating to Justices Courts and who entitled to costs," having had same under consideration, beg leave to report the same back with the recommendation that it do not pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 116, a bill for an Act entitled, "An Act to provide for payment of coal confiscated by railway companies, when consigned to others," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 127, a bill for an Act entitled, "An Act to amend Sections 7671 and 7673 of the Revised Codes of the State of Montana relating to the distribution of estates of deceased persons," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 253, a bill for an Act entitled, "An Act regulating private employment agencies in the State of Montana, requiring a qualification for a license, requiring reports to be made and certificates to be obtained from the Commissioner of Labor and Industry, prohibiting certain employments and prescribing penalties," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 346, a bill for an Act entitled, "An Act defining the duties of District Judges, relating to the examination and approval of official bonds of

County, Township and School District officers, and other bonds required by law," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 335, a bill for an Act entitled, "An Act to amend Section 8611 of the Revised Codes of Montana, defining the crime of arson," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred H. B. No. 288, a bill for an Act entitled, "An Act defining escheated estates, providing for the administration and settlement thereof, providing that all unclaimed property of decedents shall be escheated to the State and repealing Sections 200, 4836, 4837, 4838, 7356, 7375, 7358 and 7359 of the Revised Codes of 1907, relating to escheated estates," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred H. B. Nos. 129, 180, 3, 53, 210, 212, 255, 256, 286, 287, 325 and Sub. H. B. Nos. 15 and 326, beg leave to report the same back to the House as correctly engrossed.

Also

H. B. Nos. 84, 211, 214, 215, 254, 257, 258 and 259, finding the same are without amendment, interlineation or erasure, report the original copies back to the House as correctly engrossed.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Committee on House Employees: H. B. No. 408. A bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Section 3 of Chapter 45, Laws of 1909, relating to the compensation of officers and employees of the Legislative Assembly."

By Committee on Mines and Mining: H. B. No. 409. A bill for an Act entitled, "An Act to amend Section 3168 of the Revised Codes of Montana of 1907, relating to the fees of County Clerks, as amended by Chapter 117 of the Twelfth Session Laws by an Act entitled, 'An Act to amend Section 3168 of the Revised Codes of Montana of 1907, relating to the fees of County Clerks.'"

By Appropriation Committee: H. B. No. 410. A bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claims of J. K. O'Rourke, for expense incurred in transporting prisoners and sending requisitions.

By Cutts: H. B. No. 411. A bill for an Act entitled, "An Act defining the liability of persons or corporations or associations owning, operating, maintaining, constructing, or dismanteling any electric plant, any appliance or equipment connected therewith in the State for injuries received by employees who are electricians, electric workers or persons following the electric trade for a livelihood, or in consequence of the death of any such employees, by reason of negligence, and to declare void contracts restricting such liability."

READING OF HOUSE BILLS.

H. B. No. 408, read first and second times by title only and referred to Committee on Printing.

H. B. No. 409, read first and second times by title only and referred to Committee on Printing.

H. B. No. 410, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 411, read first and second times by title only and referred to Committee on Labor.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a majority of the Committee on Fish and Game, to whom was referred S. B. No. 168, being a bill for an Act entitled, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for their compensation, and providing the manner in which the same shall be paid," today reported, recommending that same do pass. That the report was adopted, and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Irrigation and Water Rights, to whom was referred S. B. No. 156, being a bill for an Act entitled, "An Act to amend Section 146 of the Revised Codes of 1909 relating to Irrigation Districts," today reported, recommending that same do pass, with the following amendments:

Amend Section 1 by striking out all of said section and inserting in lieu thereof the following:

"Section 1. That Section 38 of Chapter 146 of the Laws of Montana of 1909, be, and the same is hereby amended so as to read as follows:

Section 38. Limitations on debt incurring power. The Board of Commissioners, or other officers of the District, shall have no power to incur any debt or liability whatever, either by issuing bonds, or otherwise, except as provided in this Act, and any debt or liability incurred in excess of such express provisions shall be, and remain absolutely void except that for the purpose of organization, or for any of the immediate purposes of this Act, or to make or purchase surveys, plans and specifications, or for steam gauging and gathering data, or to make any repairs occasioned by any calamity or other unforeseen contingency, the Board of Commissioners may, in any one year, incur the indebtedness of one-half as many dollars as there are acres in the District, and may cause warrants of the District to be issued therefor, bearing interest at the rate of not to exceed six per centum per annum."

That the report was adopted, and bill referred to the Printing Committee.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Irrigation and Water Rights, to whom was referred H. B. No. 123, being a bill for an Act entitled, "An Act to amend Section 38 of Chapter 146 of the Laws of Montana of 1909, relating to the limitations on debt incurring power and extending the powers of commissioners of irrigation districts," today reported, recommending that same be concurred in, with the following amendments:

Amend Section 1 by striking out all of said section, and inserting in lieu thereof the following:

"Section 1. That Section 38 of Chapter 146 of the Laws of Montana of 1909, be, and the same is hereby amended so as to read as follows:

Section 38. Limitations on debt incurring power. The Board of Commissioners, or other officers of the District, shall have no power to incur any debt or liability whatever, either in issuing bonds, or otherwise, except as provided in this Act; and any debt or liability incurred in excess of such express provisions, shall be, and remain absolutely void except that for the purpose of organization, or for any of the immediate purposes of this Act, or to make, or purchase surveys, plans and specifications, or for stream gauging and gathering data, or to make any repairs occasioned by any calamity or other unforeseen contingency,

the Board of Commissioners may, in any one year, incur an indebtedness of one-half as many dollars as there are acres in the District, and may cause warrants of the District to issue therefor, bearing interest at the rate not to exceed six per centum per annum."

Also

Amend by re-numbering sections 3 and 4, to read 2 and 3, respectively. And that the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body S. B. Nos. 108, 121, 122, 140 and 151 were today reported correctly engrossed.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today read first and second times and referred:

H. B. No. 159, by Gould. To Committee on Public Buildings.

H. B. No. 160, by Gould. To Committee on Public Buildings.

Very respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 128, being a bill for an Act entitled, "An Act limiting the number of licenses which may be issued for the sale of intoxicating liquors and regulating the issuance of licenses, and providing for the revocation of licenses upon conviction of a penal offense, amending Section 3 of Chapter 92 of the Laws of the Twelfth Legislative Assembly relating to the issuance of licenses and adding a section to said Chapter 92 to be known as Section 3a, providing for a renewal of licenses," having been read three several times was today concurred in, as amended by the Senate, to-wit :

Amend Section 1 in line 5 of the printed bill by changing the period into a comma after the word "saloons," and adding the words "and provided that the words 'towns' as used in this Act shall mean any town or village, wether incorporated or unincorporated."

And is returned herewith.

Very respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. Nos. 86, 189, 188, 186, 185, 187, 183, 190, 181 and 113, having been read three several times, were this day concurred in, title agreed to, and are returned herewith.

Very respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Conference Committee, to whom was referred S. B. No. 20, being a bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans of money, providing a penalty for violation thereof; and to amend Section 5212, Revised Codes of Montana of 1907," today reported, recommending that the amendment to Section 1, as adopted by the House, be stricken out. That the report was adopted.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 20, 1913.

Mr. Speaker:

In compliance with your request of February 20th, I am directed by the Senate to return to your Honorable Body S. B. No. 20, which is inclosed herewith.

Very respectfully,

SETH MAXWELL,
Acting Secretary.

Enclosing
S. B. No. 20.

Senate Chamber,
Helena, Montana.

February 21, 1913,

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Labor and Capital, to whom was referred House Bill No. 17, today reported, recommending that the bill be not concurred

in. Report adopted, and bill is returned herewith.

Respectfully,

SETH MAXWELL,
Acting Secretary.

Enclosing:

H. B. No. 17.
Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the vote by which the unfavorable report of the Committee on Judiciary on H. B. No. 96 was adopted, was reconsidered, and to request your Honorable Body to return said H. B. No. 96, to the Senate for further consideration.

Very respectfully,

SETH MAXWELL,
Acting Secretary.

Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times, were this day passed, title agreed to, and are transmitted herewith for your concurrence:

S. B. No. 105, being a bill for an Act entitled, "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanic Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized, shall constitute The University of Montana; providing for the control and supervision thereof by the State Board of Education; authorizing said State Board, in its discretion, to employ a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the need of said Institutions; prescribing a seal for the University of Montana and its custody, and the affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the Presidents of the several institutions composing the University of Montana, and repealing all Acts or parts of Acts in conflict with this Act."

S. B. No. 160, being a bill for an Act entitled, "An Act to legalize proceedings of the Board of County Commissioners of any county and elections held and bonds hereafter issued pursuant thereto for the con-

struction of highways and bridges."

S. B. No. 79, being a bill for an Act entitled, "An Act to promote the safety of passengers and employees on street railway cars and trolley cars, and to provide for the use of certain safety appliances on all street railway cars or trolley cars used in regular service of conveying passengers in this State, and prescribing penalties for failure to comply with the provisions of this Act."

S. B. No. 108, being a bill for an Act entitled, "An Act limiting the compensation of attorneys for services in the collection of claims for the injuries and death of employees, and providing penalties for violation thereof, and relating to contracts for compensation for such services."

S. B. No. 121, being a bill for an Act entitled, "An Act to amend Section 188 of the Revised Codes of Montana of 1907, relating to the quarterly report of the State Treasurer."

S. B. No. 122, being a bill for an Act entitled, "An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code, Revised Codes of 1907, designating who shall be eligible for admission into the State Home for Soldiers, Sailors and Marines."

S. B. No. 140, being a bill for an Act authorizing the Bureau of Child and Animal Protection to contract with corporate societies for placing homeless children in good family homes; and providing for the expense thereof."

S. B. No. 151, being a bill for an Act entitled, "An Act defining the word "sale" as used in the Statutes of the State of Montana with relation to the sale of Game and Fish, the sale of which is prohibited by law."

Very respectfully,

SETH MAXWELL,

Acting Secretary.

Senate Chamber,
Helena, Montana.

February 21st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

S. B. No. 172, by Minor (by unanimous consent, without previous notice): A bill for an Act entitled, "An Act establishing a Hail Insurance Department and making the State Auditor the Commissioner of Hail Insurance; prescribing rules, regulations and duties of officers and persons connected therewith; prescribing how premiums, expense and indemnity for loss by hail shall be paid."

To Committee on Insurance.

Senate Joint Resolution No. 4, by Taylor (by unanimous consent, without previous notice): Relative to aid from the Government of the United States for industrial education and establishment of a National

University and Department of Education.

To Committee on Education.

Very respectfully,

SETH MAXWELL,

Acting Secretary.

On motion of Walker, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Lemmon in the chair.

House resumed.

Mr. Speaker in the chair.

Lemmon from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred Sub. H. B. No. 309, a bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions," having had same under consideration, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration Sub. H. B. No. 74, a bill for an Act entitled, "An Act creating the office of a State Dairy Commissioner of the State of Montana, fixing the salary and making an appropriation for carrying out the provisions of this Act, and defining the duties thereof; providing for deputies; prescribing the duties of said Dairy Commissioner and his deputies; defining dairy products and imitation of dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream, condensed milk and cheese; providing for the inspection of creameries, cheese, condensed milk and ice cream factories, dairies and utensils; providing penalties for the violation of this Act and repealing all Acts in conflict herewith," report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration Sub. H. B. No. 50, a bill for an Act entitled, "An Act relating to Grain Elevators, Grain Warehouses and Grain Inspection in the State of Montana and elsewhere; fixing fees to be collected as incidental to the main purpose of the bill as aforesaid and appropriating money to carry forward said main purpose, to-wit: the creation of a Grain Inspection Department in the State," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 142, a bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907 as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employees of the Legislative Assembly," report same back to the House with the recommendation that same be

concurrent in.

Also

Having had under Consideration H. B. No. 200, a bill for an Act entitled, "An Act relating to taxation of mortgages, deeds of trust, contracts or obligations, upon real property, given to secure the payment of debts and to amend Section 2498, 2501, 2502, 2578 and 2579 of the Revised Codes of Montana of 1907," report same back to the House with the recommendation that same do pass with the following amendment:

Amend Section 3 by striking out in line 78, beginning with the word "and" after the word "year" and including lines 79, 80 and 81, and inserting in lieu thereof the following paragraph:

The parties of any contract of loan or to any mortgage deed of trust or other lien securing any obligation shall nevertheless have the right to provide by contract that the debtor shall pay all or any taxes or assessments on the money loaned or on the mortgage deed of trust or other lien or on the property thereby covered for the obligations thereby secured and such contract shall be valid and constitute a waiver by the debtor of all right to treat the payment of such tax or assessment as a payment of the amount loaned or secured or as being to any extent a discharge thereof.

Report of the Committee of the Whole adopted.

Crippen moved to recess until 8:00 P. M.

Norton moved as a substitute to adjourn until 9:00 A. M. to-morrow.

Substitute motion lost.

Motion of Crippen prevailed, and the House took a recess at 6:00 o'clock until 8:00 P. M.

EVENING SESSION.

House reassembled at 8:00 P. M.

Mr. Speaker in the chair.

On motion of Carroll, the House proceeded with the third reading of House Bills.

THIRD READING OF HOUSE BILLS.

On motion of Phillips, H. B. No. 129 was considered as read three several times and was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cramer, Crippen, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kuphal, Lemmon, McClung, McMahon, MacRae, Mais, Mayfield, Meadors, Murphy, Norton, Nye, O'Neill, Poulsson, Prescott, Rhoades, Sickler, Spogen, Sullivan, Word, Working and Mr. Speaker—59.

Noes—None.

Absent and not voting: Blair of Powell, Blake, Brower, Burnett, Burns, Cockingham, Crull, Cutts, Davidson, Davis, Day, Doggett, Holt, Hough, Kirschwing, Largey, Lovelace, McNally, Murray, Phillips, Pope,

Rowe, Smith, Stewart, Sweet, Tighe and Walker—27.

Title agreed to.

H. B. No. 84, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Camp, Carnal, Carroll, Chrisman, Clay, Collins, Conner, Cramer, Crippen, Cutts, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Murphy, Norton, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Sickler, Spogen, Sullivan, Walker, Word and Working—60.

Noes: Clark, Graybeal, Meadors, Nye and Mr. Speaker—5.

Absent and not voting: Blair of Powell, Brower, Burnett, Burns, Cookingham, Crull, Davidson, Davis, Day, Doggett, Harmon, Hough, Jordan of Dawson, Kirschwing, Lovelace, Murray, Rowe, Smith, Stewart, Sweet and Tighe—21.

Title agreed to.

On motion of Carroll, H. B. No. 180 was considered as read.

H. B. No. 180, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cramer, Crippen, Cutts, Davis, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Sickler, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—67.

Noes: Kemmis—1.

Absent and not voting: Blair of Powell, Brower, Burnett, Burns, Cookingham, Crull, Davidson, Day, Doggett, Hough, Kirschwing, Lovelace, Murray, Rowe, Smith, Stewart, Sweet and Tighe—18.

Title agreed to.

The Appropriation Committee was excused from attendance in the House at this time.

Senate amendments to H. B. No. 128 were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Conner, Cramer, Crippen, Cutts, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Meadors, Murphy, Norton, Phillips, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Walker, Working and Mr. Speaker—51.

Noes: Kemmis, MacRae, Pope and Word—4.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Collins, Cookingham, Crull, Davidson, Day, Doggett, Eliel, Ezekiels, Gould,

Harmon, Higgins, Hough, Huddleston, King, Kirschwing, Lovelace, McNally, Mayfield, Murray, Nye, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—31.

H. B. No. 287 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cramer, Crippen, Cutts, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Meadors, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Rhoades, Spogen, Sullivan, Word, Working and Mrs. Speaker—53.

Noes: Prescott and Walker—2.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carnal, Clark, Collins, Cookingham, Crull, Davidson, Doggett, Eliel, Ezekiels, Gould, Harmon, Hough, Huddleston, King, Kirschwing, Lovelace, McNally, Mayfield, Murray, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—31.

Title agreed to.

H. B. No. 3 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carroll, Christmas, Clay, Cramer, Crippen, Davis, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Pope, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—52.

Noes: Drinkard, Jewell, Nye and Phillips—4.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carnal, Clark, Collins, Conner, Cookingham, Crull, Cutts, Davidson, Day, Doggett, Eliel, Gould, Hough, Huddleston, Johnson, King, Lovelace, McNally, Murray, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—30.

Title agreed to.

On motion of Carroll, Sub. H. B. No. 15 was considered as read

Sub. H. B. No. 15 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Graybeal, Henley, Heinrich, Holt, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Meadors, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—52.

Noes: Gleason, Hustead, Johnson, MacRae, Mayfield—5.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carnal, Clark, Collins, Cookingham, Crull, Day, Doggett, Eliel, Ezekiels, Gould, Harmon, Higgins, Hough, Huddleston, King, Lovelace, McNally, Murray, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—29.

Title agreed to.

On motion of Carroll, H. B. No. 53 was considered as read.

H. B. No. 53 having been read three several times, was passed by the following vote:

Ayes: Blair of Ravalli, Burnett, Camp, Christmas, Clay, Conner, Cutts, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Graybeal, Harmon, Henley, Holt, Hough, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kuphal, Largey, Lemmon, McClung, MacRae, Mains, Mayfield, Meadors, Norton, Nye, Phillips, Pope, Prescott, Rhoades, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—44.

Noes: Annin, Carroll, Cookingham, Cramer, Crippen, Davidson, Ezekiels, Gleason, Heinrich, Hustead, Jahreiss, Jewell, Kiley, McMahon, Murphy, Poulsson—16.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carnal, Clark, Collins, Crull, Day, Doggett, Eliel, Gould, Higgins, Huddleston, King, Kirschwing, Lovelace, McNally, Murray, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet, and Tighe—26.

Title agreed to.

H. B. No. 210 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—57.

Noes: Heinrich—1.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carnal, Clark, Collins, Crull, Day, Doggett, Durkan, Eliel, Gould, Harmon, Higgins, Huddleston, King, Kirschwing, Lovelace, McNally, Murray, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—28.

Title agreed to.

H. B. No. 212 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Walker, Word, Working and Mr.

Speaker—58.

Noes—None.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carnal, Clark, Collins, Crull, Day, Doggett, Eliel, Gould, Harmon, Higgins, Huddleston, Johnson, King, Kirschwing, Lovelace, McNally, Murray, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—28.

Title agreed to.

H. B. No. 255 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravilli, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt Hough, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, Lagrey, Lemmon, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Walker, Working and Mrs. Speaker—55.

Noes—None.

Absent and not voting—Blair of Powell, Blake, Brower, Burns, Carnal, Clark, Collins, Crull, Day, Doggett, Eliel, Ezekiels, Gould, Harmon, Higgins, Huddleston, Johnson, King, Kirschwing, Lovelace, McNally, Murray, Norton, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet, Tighe and Word—31.

Title agreed to.

H. B. No. 256, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Burnett, Camp, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Meadors, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Walker, Working and Mr. Speaker—55.

Noes—None.

Absent and not voting—Blair of Powell, Blake, Brower, Burns, Carnal, Carroll, Clark, Collins, Crull, Day, Doggett, Eliel, Ezekiels, Gould, Harmon, Higgins, Huddleston, King, Kirschwing, Lovelace, McNally, Mayfield, Murray, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet, Tighe and Word—31.

Title agreed to.

H. B. No. 286, having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Burnett, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Drinkard, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mayfield,

Meadors, Murphy, Norton, Phillips, Pope, Prescott, Rhoades, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—55.

Noes—Glenn, Mains and Nye—3.

Absent and not voting—Blair of Powell, Brower, Burns, Clark, Collins, Crull, Davis, Day, Doggett, Durkan, Eliel, Gould, Harmon, Higgins, Huddleston, King, Kirschwing, Lovelace, McNally, Murray, O'Neill, Poulsson, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—28.

Title agreed to.

On motion of Crippen, H. B. No. 325 was considered as read.

H. B. No. 325 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Walker, Working and Mr. Speaker—62.

Noes—None.

Absent and not voting—Blair of Powell, Brower, Burns, Crull, Day, Doggett, Durkan, Eliel, Gould, Harmon, Huddleston, King, Kirschwing, Lovelace, McNally, Murray, O'Neill, Rowe, Sickler, Smith, Stewart, Sweet, Tighe, and Word—24.

Title agreed to.

On motion of Annin, H. B. No. 326 was considered as read.

H. B. No. 326 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, King, Kirschwing, Kuphal, McClung, MacRae, Mains, Meadors, Nye, Phillips, Pope, Poulsson, Prescott, Sickler, Word, Working and Mr. Speaker—48.

Noes—Blake, Cutts, Ezekiels, Gleason, Huddleston, Hustead, Jahress, Johnson, Kelly, Kiley, Largey, Lemmon, McMahon, McNally, Mayfield, Murphy, Norton, O'Neill, Spogen, Sullivan and Walker—21.

Absent and not voting—Blair of Powell, Brower, Burns, Carnal, Crull, Day, Doggett, Eliel, Glenn, Lovelace, Murray, Rhoades, Rowe, Smith, Stewart, Sweet and Tighe—17.

Title agreed to.

H. B. No. 259, having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Higgins, Holt, Hough, Huddleston,

Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—62.

Noes—Heinrich—1.

Absent and not voting—Blair of Powell, Blake, Brower, Burns, Collins, Crull, Day, Doggett, Eliel, Ezekiels, Harmon, Hustead, Johnson, Lovelace, Murray, O'Neill, Rhoades, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—23.

Title agreed to.

H. B. No. 258 having been read three several times was passed by the following vote:

Ayes: Annin, Camp, Carroll, Christmas, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Meadors, Murphy, Norton, Pope, Poulsson, Prescott, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—52.

Noes—None.

Absent and not voting—Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Carnal, Clark, Clay, Collins, Crull, Day, Doggett, Eliel, Gould, Harmon, Higgins, Huddleston, King, Lovelace, McNally, MacRae, Mayfield, Murray, Nye, O'Neill, Phillips, Rhoades, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—34.

Title agreed to.

Speaker pro tem in the chair,

H. B. No. 257 having been read three several times was passed by the following vote:

Ayes: Annin, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Cutts, Davidson, Davis, Drinkard, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Henley, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Murphy, Norton, Pope, Poulsson, Prescott, Spogen, Sullivan, Walker and Word—44.

Noes—Heinrich, Jordan of Dawson, Meadors and Working—4.

Absent and not voting—Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Carnal, Clark, Collins, Crull, Day, Doggett, Durkan, Eliel, Gould, Graybeal, Harmon, Higgins, Huddleston, Kiley, King, Lovelace, McNally, MacRae, Mayfield, Murray, Nye, O'Neill, Phillips, Rhoades, Rowe, Sickler, Smith, Stewart, Sweet, Tighe and Mr. Speaker—38.

Title agreed to.

H. B. No. 254, having been read three several times was passed by the following vote:

Ayes: Annin, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, El-

lingson, Fishbaugh, Fisher, Gleason, Glenn, Henley, Heinrich, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Meadors, Murphy, Norton, Pope, Poulsson, Prescott, Spogen, Sullivan, Walker, Word and Working—48.

Noes—None.

Absent and not voting—Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Carnal, Clark, Collins, Crull, Day, Doggett, Eliel, Ezekiels, Gould, Graybeal, Harmon, Higgins, Holt, Huddleston, Kiley, King, Lovelace, McNally, MacRae, Mayfield, Murray, Nye, O'Neill, Phillips, Rhoades, Rowe, Sickler, Smith, Stewart, Sweet, Tighe and Mr. Speaker—38.

Title agreed to.

Mr. Speaker in the chair.

H. B. No. 215, having been read three several times was passed by the following vote:

Ayes: Annin, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Henley, Heinrich, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Mayfield, Meadors, Murphy, Norton, Pope, Poulsson, Prescott, Spogen, Sullivan, Walker, Word and Mr. Speaker—49.

Noes—None.

Absent and not voting—Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Carnal, Clark, Collins, Crull, Davis, Day, Doggett, Eliel, Gould, Graybeal, Harmon, Higgins, Holt, Huddleston, Kiley, King, Lovelace, McNally, MacRae, Murray, Nye, O'Neill, Phillips, Rhoades, Rowe, Sickler, Smith, Stewart, Sweet, Tighe and Working—37.

Title agreed to.

H. B. No. 214 having been read three several times was passed by the following vote:

Ayes: Annin, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Henley, Heinrich, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Mayfield, Meadors, Murphy, Norton, Pope, Poulsson, Prescott, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—51.

Noes—None.

Absent and not voting—Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Carnal, Clark, Collins, Crull, Day, Doggett, Eliel, Gould, Graybeal, Harmon, Higgins, Holt, Huddleston, Kiley, King, Lovelace, McNally, MacRae, Murray, Nye, O'Neill, Phillips, Rhoades, Rowe, Sickler, Smith, Stewart, Sweet and Tighe—35.

Title agreed to.

H. B. No. 211, having been read three several times was passed by the following vote:

Ayes: Annin, Camp, Carroll, Christmas, Clay, Conner, Cockingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Henley, Heinrich-Hough, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Mayfield, Meadors, Murphy, Norton, Pope, Poulsson, Prescott, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—50.

Noes—None.

Absent and not voting—Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Carnal, Clark, Collins, Crull, Day, Doggett, Eliel, Gould, Graybeal, Harmon, Higgins, Holt, Huddleston, Jewell, Kiley, King, Lovelace, McNally, MacRae, Murray, Nye, O'Neill, Phillips, Rhoades, Rowe, Stickler, Smith, Stewart, Sweet and Tighe—36.

Title agreed to.

Norton moved that the House do now resolve itself into a committee of the Whole for the consideration of General Orders.

Walker moved as a substitute that the House do now adjourn.

Substitute motion prevailed, and the House adjourned at 10:40 P. M. to meet tomorrow at 10:00 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifty-First Day

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fiftieth Day and find same to be correct. Report adopted.

COMMUNICATIONS AND PETITIONS.

Petition termed, "Protest in re Lake County," relative to the creation of Lake County was referred to Committee on New Counties and Divisions.

REPORTS OF STANDING COMMITTEES.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 147, introduced by Carroll, "An Act to provide for the date of expiration of hunting and fishing licenses."

Also

H. J. Resolution No. 5, "Relative to suspended entries on Flathead Reservation,"

Also

H. J. M. No. 1, introduced by Meadors, "Petitioning Congress for the enactment of such legislation as will relieve the settlers under the Lower Yellowstone Project," beg leave to report the same as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 147, "An Act to provide for the date of expiration of hunting and fishing licenses."

Also

H. J. M. No. 1, Petitioning Congress for the enactment of such legislation as will relieve the settlers under the lower Yellowstone Project.

Also

H. J. R. No. 5, relative to suspended entries on Flathead Reservation, and signed same in the presence of the House.

INTRODUCTION OF BILLS.

The following bill was introduced and placed on file:

H. B. No. 412, introduced by Spogen, a bill for an Act to prohibit the malicious injuring of property constituting natural scenery in the State of Montana.

READING OF SENATE BILLS.

S. B. No. 105, read first and second times by title only and referred to Committee on Education.

S. B. No. 151, read first and second times by title only and referred to Committee on Fish and Game.

S. B. No. 140, read first and second times by title only and referred to Committee on State Institutions.

S. B. No. 122, read first and second times by title only and referred to Committee on Military Affairs.

S. B. No. 121, read first and second times by title only and referred to Committee on State Boards and Officers.

S. B. No. 108, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 160, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 79, read first and second times by title only and referred to Committee on Affairs of Cities.

READING OF HOUSE BILLS.

H. B. No. 412, read first and second times by title only and referred to Committee on Townships and Counties.

A communication was received from Shawmut, Montana, relative to the creation of Wheatland County, and same was referred to Committee on New Counties and Divisions.

MOTIONS AND RESOLUTIONS.

Norton moved that the vote by which the report on H. B. No.

299, by the Committee on Townships and Counties, was adopted, be reconsidered.

Motion prevailed.

Norton moved that H. B. No. 299 be re-committed to the Committee on Townships and Counties.

Carroll moved as a substitute that H. B. No. 299 be referred to the Printing Committee and be placed on General Orders.

Substitute motion prevailed.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate.
Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 125, being a bill for an Act entitled, "An Act to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66, Session Laws 1909," having been amended by the Senate, to-wit: "By inserting after the word 'deceased' in Section 1, page 2, line 2 the words 'or the deceased,'" and having been read three several times was today concurred in, title agreed to and is returned to your honorable body for concurrence in Senate amendments.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times, were today passed, title agreed to and are transmitted herewith for your concurrence:

Senate Bill No. 157, being substitute for Senate Bills Nos. 92 and 90: A bill for an Act entitled, "An Act to establish a Montana State Highway Commission, defining its duties and powers and providing for his compensation. Providing for a State Highway Commission fund and appropriating money therefor."

Senate Bill No. 135. A bill for an Act entitled, "An Act to enact a general Highway Law with an appropriation to carry out its provisions; providing for the classification and permanent improvement of the public highways and for the granting of County and State aid in certain cases, and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454, and 1456 of the Revised Codes and also repealing that certain act approved March 2, 1909, entitled, 'An Act to provide for the

permanent improvement of the main highways by extension of County aid for said purposes; to provide the manner of petitioning for such improvement, for the levying of assessments upon lands benefitted thereby for the payment of a part of the cost thereof and repealing that certain act approved March 8, 1909, entitled, 'An Act placing the highways and bridges in counties of the first class, under the supervision and control of the County Surveyor, defining his power and duties, fixing his compensation and abolishing the office of Road Supervisor in Counties of the first class.'

Senate Bill No. 102: A Bill for an Act entitled, "An Act to amend Section 1906 of the Revised Codes of 1907, relating to Bounty Inspectors, abolishing the office of Bounty Inspector and providing in lieu thereof, that the Sheriff and his deputies shall act as Bounty Inspectors at the County seat."

Senate Bill No. 137: A bill for an Act entitled, "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article 16 of the Constitution of the State of Montana relating to officers, their election or appointment and their terms of office other than officers named in the Constitution."

Senate Bill No. 148: Committee Substitute for Senate Bills Nos. 64 and 118, being a bill for an Act entitled, "An Act to authorize the State of Montana to become indebted in the sum of \$50,000.00 for an Executive Mansion at Helena, Montana, and for the equipment and furnishing of the same, and for the submission of this law to the qualified electors of the State of Montana at the next general election."

Substitute for Senate Bill No. 107: A bill for an Act entitled, "An Act to amend Section 1872 of the Revised Codes of Montana of 1907, relating to dipping sheep temporarily, in this State."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 169, having been read three several times was today concurred in, title agreed to, and is returned herewith.

Also

That House Bill No. 184, having been read three several times, was today concurred in, title agreed to, and is returned herewith.

Also

That House Bill No. 78, having been read three several times, was today concurred in, title agreed to, and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 150, being a bill for an Act entitled, "An Act to amend Section 2820 and Section 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders Counties, having been amended by the Senate, to-wit: "By striking out in the last line thereof the words "the Southeast corner of Section 31, Township 25 North, Range 27 West," and by striking out in the first line of page 2 the word "meridian" and inserting in lieu thereof the words "Section line to the Southeast corner of Section 18, Township 26 North, Range 26 West, thence West one mile to the Southwest corner of said Section 18, thence North," and having been read three several times was today concurred in as amended and is returned herewith for your concurrence in the Senate amendments.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Libraries, to whom was referred Senate Joint Memorial No. 6, being Senate Joint Memorial entitled, "A Memorial praying the Congress of the United States to increase the area of land to be devoted to the establishment at Fort Assiniboine of an Agricultural, Manual Training or other educational or public institution by the State of Montana, from one section to two thousand acres," today reported, recommending that said Memorial do pass, and that the report was adopted, and same referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Federal Relations, to whom was re-referred House Joint Memorial No. 2, today reported, recommending that it be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 101, today reported, recommending that it be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 102, 148, 107, 137, 157 and 135 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 141, 162, 77, Substitute for Senate Bill No. 143, 99, 109, 163, 164, 165 and 166 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred Senate Bill No. 167, being a bill for an Act entitled, "An Act to appropriate money for the payment of the claim of Chas. Munkton for the care and keep of Lee Rhine, a ward of the State," today reported, recommending that the bill do pass. That the report was adopted, and bill referred to the Printing Committee.

Also

That the Committee on Finance and Claims, to whom was referred Senate Bill No. 191, being a bill for an Act entitled, "An Act authorizing the payment of certain Bounty claims, and appropriating money from the State Bounty Fund for the payment thereof," today reported, recommending that the bill do pass. That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 154, being a bill for an Act entitled, "An Act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay freight over-charges and claims for loss or damage to property," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 169, being a bill for an Act entitled, "An Act providing that no license shall be required for moving picture shows in places having a population not exceeding one

thousand five hundred," today reported, recommending that same to pass. That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was this day introduced, read first and second times and referred:

Senate Bill No. 173, by Donlan: A bill for an Act to prohibit the representation, classification, grading or marking of articles of merchandise at or to a higher class, grade, or quality than which the same was purchased, to Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Notice of introduction of the following bill was today given as follows:

By Burlingame: A bill for an Act entitled, "An Act to provide for the submission of the voters of Montana at the general election in 1914, the question of the location of the State Fair, at the place receiving the largest number of votes at the State election. The names of the following places to be printed upon the official ballot: Helena, Great Falls, Billings, Bozeman and Lewistown.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 24th 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Corporations other than Municipal, to whom was referred Senate Bill No. 10, Public Service Commission Law, "An Act making the Board of Railroad Commissioners of the State of Montana Ex-Officio a Public Service Commission for the regulation and control of certain Public Utilities, prescribing the manner in which such Public Utilities shall be regulated and controlled, requiring such Public Utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for service rendered by such Public Utilities, providing penalties for violation of the provisions of this Act, authorizing such Public Service Commission to appoint an expert engineer and to employ clerks and assistants, and making an appropriate

tion for carrying out the provisions of this Act," together with amendments passed by the House of Representatives, today reported, recommending that the House amendments be not concurred in, and that a Conference Committee consisting of five members of the Senate be appointed to confer with a like committee from the House on said amendments. The report was adopted, and the President of the Senate named as the Senate Conferees the following Senators:

BYRNES,
MUFFLY,
EDWARDS,
BURLINGAME,
BOARDMAN.

Very respectfully,

G. G. WATT, Secretary.

On motion of Day, and in accordance with the above communication relative to Senate Bill No. 10, Mr. Speaker appointed the following Conference Committee, consisting of

DAY,
McMAHON,
STEWART,
JORDAN of Flathead,
ELIEL.

Mr. Speaker at this time announced that he was about to sign S. B. No. 52, a bill for an Act entitled, "An Act to establish a Game Preserve in the Rocky Mountains, for the protection of game animals and birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve."

Also

S. J. M. No. 3, petition to Congress to enact such legislation as will be necessary for the construction of a system of paved public highways connecting the Capital of the several states of the Union with the National Capital with each other, and also with the principal National Parks,

Also

S. B. No. 30, a bill for an Act entitled, "An Act to amend Section 270 of the Revised 1907 Codes of the State of Montana, relating to the storage and safe keeping of the records of the Grand Army of the Republic."

Also

S. B. No. 43, a bill for an Act entitled, "An Act to amend Section 8784 of the Revised Codes of Montana, 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the killing of Elk, Rocky Mountain Goat and Rocky Mountain Sheep, and fixing the open season therefor and providing for a closed season on Elk in certain counties in Montana until October first, 1918, and defining the sex and age of Rocky Mountain Sheep that may lawfully be killed during the open season," and signed same in the presence of the House.

THIRD READING OF SENATE BILLS.

On motion of Carroll, Sub. S. B. No. 50 was considered read at length.

Sub. S. B. No. 50, having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carroll, Christmas, Clay, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Glenn, Graybeal, Henley, Higgins, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Meadors, Murphy, Murray, Norton, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—67.

Noes—None.

Absent and not voting—Blake, Carnal, Clark, Collins, Conner, Doggett, Eliel, Gould, Harmon, Huddleston, Johnson, Jordan of Flathead, McNally, Mayfield, Nye, O'Neill, Phillips, Smith and Spogen—19.

Title agreed to.

On motion of Norton, S. B. No. 142 was considered read at length.

S. B. No. 142, having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Burns, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Heinrich, Holt, Hough, Hustead, Jahreiss, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, Mains, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Sickler, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—60.

Noes—Henley, Jewell and MacRae—3.

Absent and not voting—Blake, Brower, Carnal, Clark, Collins, Doggett, Eliel, Gould, Harmon, Higgins, Huddleston, Johnson, Jordan of Flathead, King, McNally, Mayfield, O'Neill, Phillips, Rhoades, Rowe, Smith, Spogen and Word—23.

Title agreed to.

The following Senate amendments to H. B. No. 125 were concurred in by the following vote:

Amend Section 1, page 2, line 2, by inserting after the word "deceased," the words, "or the deceased."

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler,

Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—57.

Noes—None.

Absent and not voting—Blake, Carnal, Clark, Collins, Cutts, Doggett, Eliel, Gould, Harmon, Huddleston, Johnson, Jordan of Flathead, King, McNally, Mayfield, O'Neill, Phillips, Smith and Word—19.

The following Senate amendments to H. B. No. 150 were concurred in by the following vote:

Amend by striking out in the last line on page 1, the words, "meridian One Hundred Fifteen degrees West," and insert in lieu thereof the words, "the southeast corner of Section 31, Township 25 North, Range 27 West."

Also

Amend by striking out in the first line of page 2 the word "meridian," and inserting in lieu thereof the words, "Section line to the Southeast corner of Section 18, Township 26 North, Range 26 West, thence West one mile to the Southwest corner of said Section 18, thence North."

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jahreiss, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rowe, Sickler, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—64.

Noes—None.

Absent and not voting—Blake, Carnal, Clark, Collins, Doggett, Eliel, Gould, Harmon, Huddleston, Jewell, Johnson, Jordan of Flathead, King, McNally, Mains, Meadors, O'Neill, Phillips, Rhoades, Smith, Spogen and Word—22.

The following communication was received and read:

February 25th, 1913.

To the Honorable members of the Senate and House of Representatives of the State of Montana.

Gentlemen:

It has been suggested to me by a number of your members to make an Aeroplane flight during this term of the Legislature, over and above the Capitol grounds, landing and leaving the ground directly in front of the Capitol building if possible.

The writer wishes to state that he has looked the grounds over carefully, and believes that the feat can be accomplished successfully, weather conditions being favorable, and I assure your Honorable body that there is nothing at this time would give me more pleasure than to make this flight.

In view of the fact that the Aeroplane which I use is not my property, it would not be justice to its owners for me to take the machine without some compensation, to insure the owners of the machine

against losses or breakages or other unavoidable acts, for that reason it will be necessary for me to ask your Honorable assembly to secure a small purse, as suggested by some of your members by popular subscription or otherwise.

If this proposition meets with your approval, I am sure the purse can be raised, and that your Honorable body will be entertained in a manner that no other assembly of its kind has ever enjoyed.

Very truly,

(Signed:) T. T. MARONEY.

On motion of Day, Mr. Moroney was notified of the acceptance of the above proposition, the House extended to Mr. Maroney an invitation to make the flight and a committee of three, consisting of Fisher, Murphy and Phillips, was appointed to secure the proper subscription for same.

On motion of Walker, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Walker in the chair.

House resumed.

Mr. Speaker in the chair.

Walker from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 237, a bill for an Act entitled, "An Act to amend Section 8369 of the Revised Codes of Montana, relating to the places of amusement on Sunday," having had same under consideration, report same back to the House with the recommendation that the enacting clause be stricken out.

Also

Having had under consideration H. B. No. 273, a bill for an Act entitled, "An Act to compel every person, persons, corporation or association conducting a hospital that is or hospitals that are exempt from taxation to admit and care for patients of any regularly licensed physicians in the State of Montana upon the same terms and conditions as patients of any other regularly licensed physician, and prescribing the penalty for the violation thereof," report same back to the House with the recommendation that same do pass.

Report of the Committee of the Whole adopted.

Cutts moved that when this House do recess until this evening, it recess until seven o'clock.

Motion prevailed.

On motion of Norton, the House took a recess at 12:20 P. M. until 2:00 P. M.

AFTERNOON SESSION.

House met pursuant to recess at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

REPORTS OF STANDING COMMITTEES.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred House Bill No. 147, introduced by Carroll, an Act to provide for the date of expiration of hunting and fishing licenses,"

Also

House Joint Resolution No. 5, introduced by Rhoades, relative to suspended entries on Flathead Reservation.

Also

House Joint Memorial No. 1, introduced by Meadors, petitioning Congress for the enactment of such legislation as will relieve the settlers under the Lower Yellowstone Project, beg leave to report that House Bill No. 147, House Joint Resolution No. 5, and House Joint Memorial No. 1, have been delivered to the Governor for his approval this day at 10:30 A. M.

Also

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred House Bill No. 86, introduced by Sweet, "An Act to amend Section 4062 of the Revised Codes of the State of Montana, 1907, as amended by Laws of Montana, 1909, relating to the manner in which Insurance Companies, Associations or partnerships may transact business in the State of Montana," and House Bill No. 186, introduced by Appropriations Committee, "An Act appropriating money for the payment of certain deficiency claims for Public Printing," beg leave to report the same as correctly enrolled.

MESSAGES FROM THE GOVERNOR.

The following communication was received from the Governor:

EXECUTIVE OFFICE,

Helena, Montana.

February 25, 1913.

The Speaker of the House of Representatives,

Helena, Montana.

I have this day approved and deposited with the Secretary of State the following House measures:

House Bill No. 147. An act to provide for the date of expiration of hunting and fishing licenses.

House Joint Memorial No. 1: Petitioning Congress for the Enactment of such legislation as will relieve the settlers under the Lower Yellowstone Project.

House Joint Resolution No. 5: Relative to suspended entries on Flathead Reservation.

(Signed:) S. V. STEWART,

Governor.

Mr. Speaker at this time announced that he was about to sign H. B. No. 186, an Act appropriating money for the payment of certain deficiency claims for public printing.

Also

H. B. No. 86, an Act to amend Section 4062 of the Revised Codes of the State of Montana, 1907, as amended by Laws of Montana, 1909, relating to the manner in which insurance companies, associations or partnerships may transact business in the State of Montana, and signed same in the presence of the House.

The following was received from the Joint Steering Committee:
To the Chief Clerk of the House of Representatives:

Place on General Orders following the bills now on General Orders as placed there by the Steering Committee reported as of the 20th inst. the following House Bills: Nos: 317, 204, 213, 216, 218, 224, 225, 119, 290, 234, 278, 280, 154, 115, and the following Senate Bills: Nos. 113, 29, 38, 49, 61, 78, 89, 91 and 95, approved by the Joint Steering Committee.

On motion of Annin, the House resolved itself into a Committee of the Whole for the consideration of General Orders, with the provision that debate be limited to 30 minutes on the main questions and five minutes on each amendment and no member be allowed to speak more than five minutes on either.

GENERAL ORDERS.

Rhoades in the chair.

House resumed.

Rhoades from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 201, a bill for an Act entitled, "An Act to amend Chapter VIII., of Part I., Title VII., of the Revised Codes of Montana of 1907, relating to conspiracy and trusts, and the punishment thereof, by repealing the present sections 8285 and 8289 thereof, and by adding a new section to be known as Section 8285, prohibiting the formation of trusts, combinations in restraint of trade and monopolies, and prescribing the punishment for violations of said new section," having had same under consideration, report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 2, line 23, of H. B. No. 201, after the word "both," insert the words, "such fines and imprisonments."

Also

Having had under consideration H. B. No. 239, a bill for an Act entitled, "An Act to prevent Boards of County Commissioners from ordering a bond election to be held in the winter time," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 1 by striking out in line 5 the word "December" and inserting in lieu thereof the word, "November."

Also

Having had under consideration H. B. No. 301, a bill for an Act entitled, "An Act to amend Section 8787 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the open season on Grouse, Prairie Chickens, Fool Hens,

Sage Hens, Pheasants and Partridges, and fixing the maximum number of each that may be killed in one day by any one person during the open season, and providing penalties for the violations thereof," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 306, Sub. for H. B. No. 142, a bill for an Act entitled, "An act to amend Section 1728 of the Revised Codes of the State of Montana of 1907, with reference to the regulation for the protection of street car employes," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 327, Sub. for H. B. No. 274, a bill for an Act entitled, "An Act to prohibit the sale of liquor by the glass or drink in a place where other business is carried on and providing penalties for the violation thereof," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 206, a bill for an Act entitled, "An Act to provide for a Deputy Coal Mine Inspector to be under the supervision of the State Coal Mine Inspector, and defining his duties, qualifications and salary, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 270, a bill for an Act entitled, "An Act to amend Section 3318 of the Revised Codes of the State of Montana of 1907, relating to the appointment of Park Commissioners in cities of the first and second class, and repealing all acts and parts of acts in conflict herewith," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 300, a bill for an Act entitled, "An Act to regulate the sale of illuminating oil, coal oil, kerosene and gasoline, and requiring that the same shall conform to a certain standard, and providing a penalty for a violation of its provisions," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 1, line 16, by adding the word "Wyoming" after the word "Oklahoma."

Amend Section 2 by striking out in line 27 the words "Sixty-two (62)" and inserting in lieu thereof the words "Sixty (60)."

Amend Section 8 by striking out in lines 60 and 61, the words "its passage and approval," and inserting in lieu thereof the words "July first, Nineteen Hundred and Thirteen."

Also

Having had under consideration H. B. No. 307, a bill for an Act entitled, "An Act to prevent discrimination between shippers by railroads in the matter of furnishing cars to shippers; to require the State Board of Railroad Commissioners to enforce its provisions, and to pun-

ish violations of this Act," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 308, a bill for an Act entitled, "An Act to require railroads to maintain more than one crossing where highways or streets intersect said railroads in unincorporated cities, villages and towns of more than three hundred (300) inhabitants, and to provide crossing over public highways in certain instances in the country districts; and to compel the Board of Railroad Commissioners of the State of Montana to see that the provisions of this Act are enforced and to punish railroads for any violations of this Act," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 317, a bill for an Act entitled, "An Act to appropriate money for the construction and furnishing of a hospital and other buildings and improvements and repair of old buildings and improvements at the State Orphans' Home at Twin Bridges, Montana," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 204, a bill for an Act appropriating money for the maintenance of Live Stock Sanitary Board to March 1st, 1913," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 213, a bill for an Act entitled, "An Act appropriating money for the restoration and maintenance of Old Fort Benton," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 216, a bill for an Act entitled, "An Act appropriating money for the Fish and Game Fund, refunding money paid in error into the treasury," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 218, a bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims incurred by the State Board of Health," report same back to the House with the recommendation that same do pass, report progress and ask leave to sit again.

Report of the Committee of the Whole adopted.

On motion of Annin, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Rhoades in the chair.

House resumed.

Mr. Speaker in the chair.

Rhoades from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 224, a bill for an Act entitled, "An Act appropriating money for the payment of claims hereafter arising under the provisions of Chapter 129 of the Laws of the Twelfth Legislative Assembly of the State of Montana," having had same under consideration, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 225, a bill for an Act entitled, "An Act appropriating money for the payment of amount due from the State under and by virtue of Chapter 129, Laws of the Twelfth Legislative Assembly of the State of Montana," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 119, a bill for an Act entitled, "An Act to compensate owners of tuberculous cattle, glandered horses and horses afflicted with dourine, when said live stock are killed according to law, and making appropriations therefor," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 290, a bill for an Act entitled, "An Act to appropriate money from the Bounty Fund for the payment of certain bounty claims," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 234, a bill for an Act entitled, "An Act providing for the execution, filing, renewal and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772 and 5773 of the Revised Codes of the State of Montana of 1907," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 278, a bill for an Act entitled, "An Act imposing further duties upon the Board of Railroad Commissioners in respect to the inspection of railroads and their equipment and operation with a view to safeguarding the lives of persons engaged in the operation of trains," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 280, Substitute for H. B. Nos. 92 and 99, a bill for an Act entitled, "An Act to provide for the protection of fish and game in the State of Montana; defining the term 'Game Fish'; amending Section 8792 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relat-

ing to the manner of catching fish and permitting the use of a seine in certain lakes and rivers, and the granting of licenses for such purpose; amending Section 8793 of the Revised Codes of Montana of 1907, relating to licenses for seining in streams; regulating the stocking and sale of fish from artificial ponds and lakes; limiting the number and weight of fish that may be caught in one day; prohibiting the deposit of certain substances in streams and lakes; providing for the construction of fishways and ladders at dams; making it unlawful to sell or knowingly receive illegally caught fish; providing for the classification and issuance of fishing and hunting licenses, and making it unlawful to fish or hunt unless obtaining a license therefor; providing for licenses to those engaged in scientific investigations; granting power to State Game and Fish Wardens to make search and seizure to secure evidence of violation of fish and game laws; and providing for disposition of all birds, fish, animals, hides, etc., seized; creating the Montana Fish Commission, and granting powers to said commission for the propagation and protection of fish and game; creating a fund to be known as the State Game and Fish Fund; giving State Game Warden authority to establish stations along the banks of lakes and streams to obtain eggs of all game fish, and prohibiting fishing about such stations; providing for the carriage, storage and handling of fish and game, and the transportation of necessary attendants by railroad and other common carriers free, or at reduced rates in certain instances; amending Section 8782 of the Revised Codes of Montana of 1907 relating to the time and the number and sex of deer that may be killed; and providing penalties for the violation of the provisions of this Act, and repealing all Acts and parts of Acts in conflict with the provisions of this Act," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 2 by inserting the words "Lake Superior Whitefish" after the word "carp" in line 25.

Amend Section 9 by striking out all of lines 167, 168, 169, 170 and 172 and substitute in lieu thereof, "Class 'A' a general hunting and fishing license as hereinafter described."

Amend by striking out in lines 206 and 207, "or the sum of Fifteen (\$15.00) Dollars for a limited license which shall entitle the holder thereof to hunt small and feathered game and catch fish."

Amend by striking out all of lines 180, 181, 182 and 183.

Amend by striking out the words and figures "Two Dollars (\$2.00)" in line 189 and substituting in lieu thereof the words and figures "One Dollar (\$1.00)."

Also

Having had under consideration H. B. No. 154, a bill for an Act entitled, "An Act establishing a State Athletic Commission and regulating boxing and sparring in the State of Montana," report same back to the House with the recommendation that same to pass with the following amendments:

Amend Section 5 by striking out in line 60 the word "ten" and inserting in lieu thereof the word "twelve."

Also

Having had under consideration H. B. No. 115, a bill for an Act entitled, "An Act to amend Section 292 of the Revised Codes of Montana, 1907, relating to salaries of Judges of the District Court," report same back to the House with the recommendation that the enacting clause be stricken out.

Also

Having had under consideration S. B. No. 113, a bill for an Act entitled, "An Act to repeal Sections 8290, 8291, 8292, 8293, 8295, 8296, 8297, 8298 and 9282 of the Revised Codes of 1907, relating to the crimes of murder and manslaughter; defining the crime of unlawful homicide and fixing the punishment therefor; declaring the burden of proof in certain cases and giving general form of indictment and information." report same back to the House with the recommendation that same be not concurred in.

Report of the Committee on the Whole adopted.

On motion of Day, the House took a recess at 4:50 P. M. until 7:00 P. M.

PAIRED.

The following notice was received:

February 25th, 1913.

Mr. Speaker:

We, John H. Davis and John Davidson, are paired on Clay County Division until appearance of John H. Davis on floor of the House.

(Signed)

JOHN DAVIDSON,

JOHN H. DAVIS.

EVENING SESSION.

House met pursuant to recess at 7:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom were referred H. B. Nos. 119, 125, 150, 301, 218, 216, 204, 224, 225, 327, 307, 317, 306, 105, 200, 309, 278, 290, and Substitute for H. B. No. 74 finding the same are without erasure, interlineation or amendment, report the original copies back to the House as correctly engrossed.

On motion of Annin the House reverted back to the Ninth Order of Business.

THIRD READING OF HOUSE BILLS.

On motion of Murray H. B. No. 119 was considered as read three several times, and same was passed by the following vote:

Ayes: Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Gould, Harmon, Henley, Heinrich, Hough, Huddleston, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, O'Neill, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Sweet and Tighe—52.

Noes: Annin, Blair of Ravalli, Nye, Pope, Sickler, Stewart, Walker and Mr. Speaker—8.

Absent and not voting: Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carroll, Crull, Davis, Day, Fisher, Glenn, Graybeal, Higgins, Holt, Hustead, Johnson, Jordan of Flathead, Largey, Lovelace, McNally, Mains, Phillips, Smith, Word and Working—26.

Title agreed to.

On motion of Annin, H. B. No. 309 was considered as read three several times and same was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippin, Cutts, Davidson, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—65.

Noes: Doggett—1.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carroll, Crull, Davis, Day, Fisher, Graybeal, Hustead, Johnson, Jordan of Flathead, Largey, Lovelace, McNally, Mains, Phillips, Smith and Word—20.

Title agreed to.

On motion of Day, H. B. No. 105 was considered as read, and all bills on third reading were read by title only.

H. B. No. 105 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—69.

Noes—None.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carroll, Crull, Davis, Graybeal, Hustead, Johnson, Jordan of Flathead, Largey, Lovelace, McNally, Mains, Smith and Word—17.

Title agreed to.

Sub. H. B. No. 74, having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Powell, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Gould, Harmon, Henley, Heinrich, Higgins

Hough, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Medaors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—68.

Noes—None.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Crull, Davis, Glenn, Graybeal, Holt, Hustead, Jordan of Flathead, Largey, Lovelace, Mains, O'Neill, Phillips, Smith and Word—18.

Title agreed to.

H. B. No. 301, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cockingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Henley, Heinrich, Higgins, Holt, Hough, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Working and Mr. Speaker—62.

Noes—None.

Absent and not voting: Blair of Powell, Blake, Brower, Burns, Carnal, Clark, Collins, Crull, Davis, Eliel, Gould, Graybeal, Harmon, Huddleston, Hustead, Johnson, King, McNally Mains, O'Neill, Sickler, Smith, Walker and Word—24.

Title agreed to.

H. B. No. 218, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cockingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Sweet, Tighe, Working and Mr. Speaker—64.

Noes: Nye—1.

Absent and not voting: Blair of Powell, Blake, Burns, Carnal, Clark, Collins, Crull, Davis, Eliel, Gould, Harmon, Higgins, Huddleston, King, McNally, Murray, O'Neill, Sickler, Smith, Walker and Word—21.

Title agreed to.

H. B. No. 216, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cockingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Hough,

Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Sweet, Tighe, Working and Mr. Speaker—62.

Noes—None.

Absent and not voting: Blair of Powell, Blake, Burns, Carnal, Clark, Collins, Crull, Davis, Eliel, Harmon, Higgins, Huddleston, Jordan of Dawson, King, McMahon, McNally, Mayfield, O'Neill, Phillips, Sickler, Smith, Stewart, Walker and Word—24.

Title agreed to.

H. B. No. 204 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Sweet, Tighe, Working and Mr. Speaker—60.

Noes—None.

Absent and not voting: Blake, Burns, Carnal, Clark, Collins, Crull, Davis, Durkan, Eliel, Ezekiels, Harmon, Higgins, Huddleston, Jahreiss, Jordan of Dawson, King, Largey, Lemmon, McNally, O'Neill, Pope, Sickler, Smith, Stewart, Walker and Word—26.

Title agreed to.

H. B. No. 224, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Tighe, Working and Mr. Speaker—53.

Noes—None.

Absent and not voting: Blair of Ravalli, Blake, Burns, Carnal, Clark, Collins, Crull, Cutts, Davis, Eliel, Ezekiels, Harmon, Higgins, Huddleston, Jahreiss, Johnson, King, Lemmon, McNally, O'Neill, Phillips, Sickler, Smith, Stewart, Sweet, Walker and Word—27.

Title agreed to.

H. B. No. 225 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason,

Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, Phillips, Pope, Poulsen, Prescott, Rhoades, Rowe, Spogen, Sullivan, Tighe, Working and Mr. Speaker—59.

Noes—None.

Absent and not voting: Blair of Ravalli, Blake, Burns, Carnal, Clark, Collins, Crippen, Crull, Cutts, Davis, Eliel, Gould, Harmon, Higgins, Huddleston, Johnson, King, Kuphal, McNally, Norton, O'Neill, Sickler, Smith Stewart, Sweet, Walker and Word—27.

Title agreed to.

H. B. No. 327, having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Drinkard, Ellingson, Ezekiels, Fishbaugh, Fisher, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, MacRae, Mains, Mayfield, Meadors, Norton, Nye, Pope, Poulsen, Rhoades, Rowe, Sullivan, Tighe, Working and Mr. Speaker—52.

Noes: Doggett, Gleason, Hustead, McMahon, Murphy, Murray and Spogen—7.

Absent and not voting: Blake, Burnett, Burns, Carnal, Clark, Collins, Crull, Davis, Durkan, Eliel, Gould, Harmon, Higgins, Huddleston, Johnson, Kelly, King, McNally, O'Neill, Phillips, Prescott, Sickler, Smith, Stewart, Sweet, Walker and Word—27.

Title agreed to.

H. B. No. 307 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murray, Norton, Nye, Pope, Poulsen, Rhoades, Rowe, Spogen, Sullivan, Tighe, Working and Mr. Speaker—58.

Noes—None.

Absent and not voting: Blake, Burnett, Burns, Carnal, Clark, Collins, Crull, Cutts, Davis, Eliel, Gould, Harmon, Higgins, Huddleston, Johnson, King, Largey, McNally, Murphy, O'Neill, Phillips, Prescott, Sickler, Smith, Stewart, Sweet, Walker and Word—28.

Title agreed to.

H. B. No. 317 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Car-

roll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Rhoades, Rowe, Spogen, Sullivan, Tighe, Working and Mr. Speaker—61.

Noes—None.

Absent and not voting: Blake, Burnett, Burns, Carnal, Clark, Collins, Crull, Davis, Harmon, Higgins, Huddleston, Johnson, Jordan of Flathead, King, Largey, McNally, O'Neill, Phillips, Prescott, Sickler, Smith, Stewart, Sweet, Walker and Word—25.

Title agreed to.

Sub. H. B. No. 306 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Tighe, Working and Mr. Speaker—57.

Noes—None.

Absent and not voting—Blake, Burnett, Burns, Carnal, Clark, Collins, Crippen, Crull, Davis, Eliel, Fishbaugh, Gould, Harmon, Higgins, Huddleston, Jewell, Jordan of Flathead, King, Largey, McNally, O'Neill, Phillips, Sickler, Smith, Stewart, Sweet, Walker and Word—29.

Title agreed to.

Sub. H. B. No. 308 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Powell, Brower, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Gleason, Graybeal, Henley, Heinrich, Holt, Hough, Jahreiss, Jordan of Dawson, Kelly, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Sweet, Tighe, Working and Mr. Speaker—53.

Noes—None.

Absent and not voting: Blair of Ravalli, Blake, Burnett, Burns, Carnal, Clark, Collins, Crippen, Crull, Davis, Eliel, Fisher, Glenn, Gould, Harmon, Higgins, Huddleston, Hustead, Jewell, Johnson, Jordan of Flathead, Kemmis, Kiley, King, Largey, McNally, O'Neill, Phillips, Sickler, Smith, Stewart, Walker and Word—33.

Title agreed to.

H. B. No. 278 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carroll, Christmas, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Gleason, Graybeal, Henley, Heinrich, Holt, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Sweet, Working and Mr. Speaker—55.

Noes: Tighe—1.

Absent and not voting: Blake, Burnett, Burns, Carnal, Clark, Clay, Collins, Crippen, Crull, Davis, Eliel, Fisher, Glenn, Gould, Harmon, Higgins, Hough, Huddleston, Jewell, Jordan of Flathead, Kiley, Largey, McNally, O'Neill, Phillips, Sickler, Smith, Stewart, Walker and Word—30.

Title agreed to.

H. B. No. 290 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Gleason, Graybeal, Henley, Heinrich, Hough, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kemmis, Karschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MasRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Sweet, Tighe, Working and Mr. Speaker—56.

Noes—None.

Absent and not voting—Blake, Burnett, Burns, Carnal, Clark, Collins, Crippen, Crull, Davis, Eliel, Fisher, Glenn, Gould, Harmon, Higgins, Holt, Huddleston, Jewell, Jordan of Flathead, Kiley, King, Largey, McNally, O'Neill, Phillips, Sickler, Smith, Stewart, Walker and Word—30.

Title agreed to.

H. B. No. 200 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Gleason, Henley, Heinrich, Holt, Jahreiss, Kelly, Kemmis, Kirschwing, Kuphal, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Sullivan, Tighe and Mr. Speaker—48.

Noes: Higgins, Hough, Hustead, Jordan of Dawson, Lemmon, Norton and Working—7.

Absent and not voting: Blake, Burnett, Burns, Carnal, Clark, Collins, Crippen, Crull, Davis, Eliel, Fisher, Glenn, Gould, Graybeal, Harmon, Huddleston, Jewell, Johnson, Jordan of Flathead, Kiley, King, Largey, McNally, O'Neill, Phillips, Sickler, Spogen, Stewart, Sweet, Walker and Word—31.

Title agreed to.

On motion of Day, the House adjourned at 8:50 P. M. to meet tomorrow at 10:00 A. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifty-Second Day

Wednesday, February 26th, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-first day and find same to be correct.

Report adopted.

REPORTS OF STANDING COMMITTEES.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 187, introduced by the Appropriation Committee, "An Act appropriating money for the payment of deficiency claims for the maintenance appropriation for the School of the Deaf and Blind."

Also

H. B. No. 188, introduced by the Appropriation Committee, "An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building."

Also

H. B. No. 189, introduced by the Appropriation Committee, "An Act appropriating money for the completion of the power and heating plant at the School for the Deaf and Blind."

Also

H. B. No. 185, introduced by the Appropriation Committee, "An Act to appropriate money to pay the deficiency claims for maintenance of the Orphans' Home," beg leave to report that the same have been correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 188, "An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building."

Also

H. B. No. 189, "An Act appropriating money for the completion of the power and heating plant at the School for the Deaf and Blind."

Also

H. B. No. 185, "An Act to appropriate money to pay the deficiency claims for maintenance of the Orphans' Home."

Also

H. B. No. 187, "An Act appropriating money for the payment of deficiency claims for the maintenance appropriation for the School of the Deaf and Blind," and signed same in the presence of the House.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 183, introduced by the Appropriation Committee, "An Act appropriating money for the payment of certain deficiency claims for transporting prisoners."

Also

H. B. No. 190, introduced by the Appropriation Committee, "An Act appropriating money for the payment of certain deficiency claims on account of requisitions."

Also

H. B. No. 128, introduced by Sullivan, "An Act limiting the number of licenses which may be issued for the sale of intoxicating liquors and regulating the issuance of licenses, and providing for the revocation of license upon conviction of a penal offense; amending Section 3 of Chapter 92 of the Laws of the Twelfth Legislative Assembly relating to the issuance of licenses, and adding a section to said Chapter 92 to be known as Section 3a, providing for a renewal of licenses."

Also.

H. B. No. 113, introduced by Day, "An Act providing for the appointment of a commission to participate in the celebration of the Fiftieth Anniversary of the Battle of Gettysburg, and appropriating the sum of Two Thousand Dollars to defray the expense thereof," beg leave to report the same as being correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 183, 'An Act appropriating money for the payment of certain deficiency claims for transporting prisoners.'

Also

H. B. No. 190, "An Act appropriating money for the payment of certain deficiency claims on account of requisitions."

Also

H. B. No. 128, "An Act limiting the number of licenses which may be issued for the sale of intoxicating liquors and regulating the issuance of licenses, and providing for the revocation of license upon conviction of a penal offense; amending Section 3 of Chapter 92 of the Laws of the Twelfth Legislative Assembly relating to the issuance of licenses, and adding a section to said Chapter 92 to be known as Section 3a, providing for a renewal of licenses."

Also

H. B. No. 113, "An Act providing for the appointment of a commission to participate in the celebration of the Fiftieth Anniversary of the battle of Gettysburg, and appropriating the sum of Two Thousand Dollars to defray the expense thereof," and signed same in the presence of the House.

NOTICES OF BILLS.

The following notices were given:

By Conner: A bill providing for the removal of the State Insane Asylum from Warm Springs to Great Falls.

By Annin: An act for the submission to the qualified Electors of the State of Montana at the next general election, the question of the permanent location for a period of twenty years in the cities and towns in which they are now located, the following named State Institutions, to-wit: The State Fair at Helena; the University of Montana at Missoula, the Soldiers' Home at Columbia Falls, the State College of Agriculture and Mechanical Arts at Bozeman, the School for the Deaf, Dumb, Blind and Feeble Minded at Boulder, the School of Mines at Butte, the State Orphans' Home at Twin Bridges, the State Reform School at Miles City, the State Normal School at Dillon, the Insane Asylum and Tuberculosis Hospital at Warm Springs, the State Penitentiary at Deer Lodge, and the State Fish Hatchery at Anaconda and Kalispell, prescribing the form of ballot to be used at such election, and provided that after the expiration of twenty years no change shall be made in the location of any State Institution without first submitting the question to the qualified Electors of the State."

REPORTS OF SELECT COMMITTEES.

REPORT OF THE JOINT SENATE AND HOUSE REFORM SCHOOL INVESTIGATING COMMITTEE.

To the Honorable Senate and House of Representatives:

We, the Joint Committee appointed by your Honorable Bodies to investigate the general and sanitary condition of the State Reform School at Miles City, Montana, herewith report as follows:

Pursuant to authority vested in us by Substitute House Concurrent Resolution No. 1, we left Helena for Miles City, Montana, on Sunday, February 16th, 1913, and arrived at the Reform School at Miles City on Monday, February 17th, 1913, and forthwith entered upon a minute inspection of the property and management of the institution, and a thorough and complete investigation of its business and affairs.

A careful inspection of the sanitary condition of the buildings and surroundings was first made. The committee were conducted by President H. W. George and Mr. C. W. Butler, a member of the Board of Directors, through all the various departments of the school, including school rooms, living rooms, kitchen, dining-room, store and cloak rooms, all work shops, laboratories, all outbuildings, stock barns, laundry, water and lighting system, and a close examination of these departments was made by the entire committee. We found the sanitary condition of the institution to be in a most excellent condition, and we were unable to criticize the same in any manner, or to suggest or recommend any change whatsoever in the sanitary conditions of the place.

The committee were then called to order by the chairman in the Girls' Building, in the parlor thereof, and witnesses were summoned before us for testimony.

The affidavit of Sam Fryhling, Benjamin Brady and F. L. Funke containing grave charges of brutality, neglect and inhuman treatment of scholars in the school by the officers in charge, were in the hands of the committee, and the charges were made the subject of a most rigid inquiry. Mr. Benjamin Brady was himself examined under oath at considerable length, and all the witnesses requested by the said Brady were brought before the committee and examined concerning the charges made by him. Doctor Wendell, for several years attending physician at the school, but no longer associated with it, and Doctor Buskirk of the firm of Andrus, Buskirk and Brown, attending physicians since January 1st, 1913, were also examined under oath in regard to said charges.

The testimony of Benjamin Brady was substantially contained in the affidavits of Brady, Fryhling and Funkenbusch, but was not corroborated in any respect by any of the witnesses examined at his suggestion, or by any other witness, and failed of substantiation in any degree. For the information of the members of this Assembly, this committee wishes here to include the statement that Brady and Fryhling are discharged employees of the State Reform School, and that Funkenbusch is no longer connected with it.

The committee then requested the appearance of various boys of different ages and from different portions of the State, and examined them fully regarding the method of instruction practiced, the character of the work scholars are required to perform, the treatment received by each boy at the hands of the officers in charge, and in general in regard to the manner in which the school was being conducted.

No person representing the school or its officers was permitted to be present, and each witness gave his evidence to the committee in private. Each scholar was asked to state freely any objection he might care to make or any complaint he had against the institution or any person connected with it, and was assured that no harm could come to him by reason of any statement which he might make. The boys exhibited every evidence of confidence in the assurances given them in that respect by the manner in which they testified. The testimony of these boys enlightened the members of this committee thoroughly on the policy of the officers of the school, in the management thereof, and the rewards given for compliance with its rules, and the punishments inflicted for a violation thereof.

All the testimony given by all of the witnesses was taken down in shorthand in the presence of this committee, and a full and complete typewritten transcript thereof is filed with this report.

Your committee made every effort to secure all the facts and information in relation to the management of the school that it was possible to obtain, and every person expected to having knowledge thereof known to the committee was interrogated on the subject.

As a result of our investigation and inspection we report that we found the affairs of the State Reform School under the direction of Mr. H. W. George to be most competently managed and looked after that everything possible is being done to improve the condition of

the inmates; that the system of discipline maintained by Mr. George, while sufficient, is not unnecessarily severe, and in nowise brutal; that the charges of delayed treatment of sick and diseased boys recited in the charging affidavits of Brady, Fryhling and Funkenbusch were only caused by the failure of the afflicted boys themselves to report their illness to any teacher or employee of the school, and that in all cases where they have been reported they have been promptly and properly treated and cared for. That the scholars themselves in all cases are well satisfied with the treatment given them.

We state the fact to be, based upon our observation and inquiry, that the State Reform School is being most satisfactorily managed, and that we believe the State to be exceedingly fortunate in having so painstaking and capable an officer in charge as we have in President H. W. George.

RECOMMENDATIONS.

We find that at the present time there are three girls in the Reform School, and that for several years past there have been very few girls at the school at any time. As it is necessary that the girls and boys should be housed in different buildings, a girls' building is now maintained for the three girls at the school. There are at present ninety boys at the school, and the boys' building and their dormitories are quite crowded, whereas the large building known as the girls' buildings is maintained for and occupied by only three girls. We recommend that the three girls now at the school be transferred to some other State Institution, and that hereafter no incorrigible girls be sent to the State Reform School and that the same may be hereafter conducted as a boys' school exclusively. When this is done it will be possible for the authorities of the school to divide the boys in the school into two classes, viz., one class of large boys and one class of smaller boys. The smaller boys could occupy the present girls' building, instead of sharing the same sleeping quarters, playgrounds and being constantly associated with the larger boys as they are at the present time. We believe that by separating the larger boys from the smaller ones the purposes of the institution will be better served and its effectiveness increased.

We further find that the name "State Reform School" is very much in disfavor with citizens generally throughout the State, and with the officers at the school, and the boys themselves. Numerous trades and occupations are being taught at the school at the present time, and it is planned to include other trades from time to time. At present instructions are given boys in carpenter trade, tailoring, shoemaking, and farming and stock raising, and one boy is working with the engineer in the boiler house and receiving instruction in that line. A certain stigma attaches to a boy released from the school and follows him in some cases after he has left it, especially if it becomes known that he acquired his training at a reform school, and no doubt operates against his prospects for success to some extent. We believe that the passage of House Bill introduced by Holt changing the name of the "State Reform School" to that of "State Industrial School" will remedy

this matter, and we urgently recommend the passage and approval of said bill.

We also note that at present the dairy barns and horse stables are connected. High grade dairy stock is owned and kept by the school, and the number is expected to be increased and added to from time to time and the quality improved. We believe that separate dairy barns and sheds should be constructed and used exclusively for dairy barns, and not maintained in connection with the horse stables. An appropriation of Four Thousand Dollars is recommended by the committee for the erection of a dairy barn at the school. Many of the boys there could assist in portions of the work and a suitable building erected for that amount. We recommend the passage of the bill appropriating this amount for dairy barn purposes.

We observe among the scholars many boys who have earned by good deportment their honor mark which would entitle them to be set free, but they are not released for the reason that there is no place to send them where they will continue to improve and advance. Many of them could not be sent to their homes for the reason that it was solely due to the fact that they had no attention at home that they were originally placed in the Reform School. In other cases the parents of some of the boys are separated and their parents unable to properly care for the boys. We believe that when the State Parole Commissioner is named, an important part of his work would be looking up homes and employment for inmates of the Reform School who have earned their release by good behavior, and to watch over their conduct and advancement after release.

Finally we believe that if the recommendations herein made are carried out, that the investigation conducted by this committee will be valuable to the State.

Respectfully submitted,

H. A. LEIGHTON,
Chairman.

D. S. MACKENZIE,
E. A. SWEET,
JOSEPH POPE,
GEORGE W. CLAY,

Members of the Joint House and Senate State
Reform School Investigating Committee.

Report adopted.

Mr. Speaker at this time announced that he was about to sign S. B. No. 20, a bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans of money, providing for a penalty for violation thereof; and to amend Section 5212, Revised Codes of Montana of 1907."

Also

S. B. No. 142, a bill for an Act entitled, "An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and

employees of the Legislative Assembly," and signed same in the presence of the House.

REPORTS OF STANDING COMMITTEES.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration H. B. No. 394, introduced by Jahreiss, a bill for an Act entitled, "An Act to amend Section 3240 of the Revised Codes of Montana for 1907, relative to the salaries of Mayor and Aldermen," report same back to the House with the recommendation that it do pass.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration S. B. No. 79, introduced by Byrnes, a bill for an Act entitled, "An Act to promote the safety of passengers and employees on street railway cars and trolley cars, and providing for the use of certain safety appliances on all street railway cars or trolley cars used in regular service for conveying passengers in this State, and prescribing penalties for failure to comply with the provisions of this Act," report same back to the House with the recommendation that it be concurred in.

Report adopted.

Also

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration H. B. No. 392, introduced by Holt, a bill for an Act entitled, "An Act prohibiting city and town councils, aldermen, street committees and executive boards of cities and towns, city and town commissions, county commissioners, and other officers of cities and towns within the State of Montana from including in specifications for, and using in the improvement or repair of highways, streets, avenues, alleys and thoroughfares, within the State of Montana, any patented or trademarked article, articles or material, in whole or in part except upon conditions prescribed in this Act; and requiring bidders upon all contracts for such improvements and repairs to file with their bids an affidavit, showing non-collusion with any other bidder or bidders for the maintenance of prices or limiting or prevention of other bidding," report same back to the House with the recommendation that it do not pass.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, to whom was referred H. B. No. 366, being a bill for an Act entitled, "An Act to require all persons and corporations engaged in the business of furnishing abstracts of title to give bond in the sum of Ten Thousand (\$10,000.00) Dollars to

protect those who may be damaged by the negligence, inefficiency, or fraud of persons engaged in said vocation; to provide for admission in evidence of certain abstracts in the courts; to entitle abstractors to receive certificates and to provide for the revocation of said certificates, and the punishment of those who do business without filing a bond," having had same under consideration, beg leave to report the same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, to whom was referred H. B. No. 342, being a bill for an Act entitled, "An Act to regulate the business of making or compiling abstracts of title to real estate, and to require a bond to be given by all persons, firms or corporations engaged in such business," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Word from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

Your Committee on Irrigation and Water Rights, to whom was referred H. B. No. 380, introduced by Rhoades, being a bill for an Act entitled, "An Act to amend Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, entitled, "An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition, either by construction, purchase or otherwise, and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expense of such districts; and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Sections 2309 to 2402 both inclusive, of Title X., Part III. of the Revised Codes of Montana of 1907," by amending Section 38 thereof, relating to 'Limitations on Debt Incurring Power' and by inserting in said Chapter 146, sections to be numbered 56a, 56b, 56c, 56d, 56e and 56f, relating to and providing for the sales of lands for unpaid taxes and assessments, and providing for the issuance of certificates for delinquent taxes and assessments, when the lands sold are struck off to any county of this State, and for the redemption of such certificates," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary.

Report adopted.

Day from the Committee on Ways and Means reported as follows:
Mr. Speaker:

We, your Committee on Ways and Means, having had under consideration the subject of providing revenue for the support of the government of the State, beg leave to report herewith a bill providing for the annual tax levy for the years 1913 and 1914, and ask leave to introduce the same without previous notice, and recommend that it do pass.

On motion of Day, report was adopted and the introduction of this bill allowed without previous notice being given.

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, to whom was referred S. B. No. 104, introduced by Darroch, being a bill for an Act entitled, "An Act to exempt women and children from the payment of a license to fish in the waters of Montana," beg leave to report the same back to the House with the recommendation that said bill be not concurred in.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:
Mr. Speaker:

We, your Committee on Fish and Game, to whom was referred S. B. No. 151, introduced by Duncan, being a bill for an Act entitled, "An Act defining the word 'Sale' as used in the Statutes of the State of Montana with relation to the sale of game and fish, the sale of which is prohibited by law," beg leave to report the same to the House with the recommendation that the bill be concurred in.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:
Mr. Speaker:

We, your Committee on Fish and Game, to whom was referred S. B. No. 41, introduced by Whiteside, being a bill for an Act entitled, "An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana, and for the purchase of a Fish Car for the use of said Hatcheries," beg leave to offer the following amendment:

That Section 3 of said bill be amended to read as follows:

Section 3. That there be and hereby is appropriated out of any moneys in the State Fish and Game Fund, not otherwise appropriated, the sum of Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary, which shall be available for and be used in improvements contemplated, and to be made at the Anaconda Hatchery. Said sum to be expended by and under the order and direction of the Montana State Fish Commission.

And said Committee recommends that said bill be concurred in as amended.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 361, introduced by Davidson, being a bill for an Act entitled, "An Act to establish a game preserve and to prohibit the hunting of game animals and game birds within certain districts in the State of Montana; defining the boundaries of said districts and fixing penalties for the violation thereof," beg leave to report the same back to the House with the recommendation that the bill be indefinitely postponed.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 344, being a bill for an Act entitled, "An Act to permit taxidermists to sell within the State of Montana, any and all mounted and preserved dead bodies of any of the birds or animals, or any part thereof, mentioned in the Game Laws of this State, which have been mounted and preserved by said taxidermists, and to ship and sell the same without the State of Montana, when the owners of said bodies, or parts thereof, have failed, refused or neglected to pay for said mounting and preservation, and after said taxidermists have made written reports thereof to said Game Warden, as provided by Section 8820, Revised Codes of Montana, and to repeal any and all laws in conflict herewith," beg leave to report back to the House that said bill do not pass.

Report adopted.

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred House Joint Memorial No. 7, introduced by Conner, relating to sale of timber and settlement by homestead entrymen on the National Forests in the State of Montana, having had same under consideration, beg leave to report that House Joint Memorial No. 7 do pass.

Report adopted.

Also

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred House Joint Memorial No. 8, introduced by Crull, petitioning Congress to investigate the sale and disposition of lands by the Northern Pacific Railway Company, acquired by virtue of its land grant to the Government of the United States, and to take such action as may be necessary to discourage landlordism and facilitate the sale of said lands to bona fide settlers and farmers, having had same under consideration,

beg leave to report that House Joint Memorial No. 8 do pass.

Report adopted.

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred H. B. No. 246, introduced by Davis, being a bill for an Act entitled, "An Act to provide for the creation of districts within which a herd law shall become operative," having had said bill under consideration, beg leave to report said bill back to the House with the recommendation that it do not pass.

Report adopted.

Also

Fishbaugh from the Committee on Agriculture reported as follows:

Mr. Speaker:

Your Committee on Agriculture to whom was referred H. B. No. 399, introduced by Camp, being a bill for an Act entitled, "An Act to amend Sections 2098 and 2099 of the Revised Codes of Montana of 1907, relating to the collection and preparation of Statistical reports by the Commissioner of Agriculture and Publicity," having had said bill under consideration, do recommend the following amendments:

In the title after the figures "2098" strike out the word "and" and insert a comma, and after the figures "2099" insert the word and figures "and 2101."

Also between Sections 2 and 3 insert a section to read as follows:

Section 3. That Section 2101 of the Revised Codes of Montana of 1907, be amended to read as follows:

"The County Assessor must make returns of all blanks containing statistical information, together with a full abstract of the same, to the Commissioner of Agriculture and Publicity on the first Monday of November annually; and the Commissioner of Agriculture and Publicity is hereby required to cause to be printed all the necessary blanks to enable the assessors to carry into effect the provisions of this chapter, and to furnish the same to the assessor."

Also that Section 3 be amended to read Section 4.

Also that Section 4 be amended to read Section 5.

And your Committee on Agriculture further recommends that the bill as amended do pass.

Report adopted.

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

Your Committee on State Board and Officers, to whom was referred H. B. No. 334, introduced by Hustead, being a bill for an Act entitled, "An Act to amend Sections 268 and 269 of the Revised Codes of 1907, relative to the employment and compensation of the employees for the care and maintenance of the State Capitol Building," hereby beg leave to report same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

Your Committee on State Board and Officers, to whom was referred H. B. No. 351, introduced by Phillips, being a bill for an Act entitled, "An Act authorizing and prescribing the processes to be used in the making and copying of public records in the public offices of the State of Montana, and amending Sections 3032 of the Political Code (Revised Codes) of the State of Montana," hereby report same back to the House with the recommendation that said bill do pass.

Report adopted.

Also

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

Your Committee on State Board and Officers, to whom was referred Senate Joint Resolution No. 3, introduced by Burlingame, being a Joint Resolution extending the thanks of the Legislative Assembly of the State of Montana to Charles M. Russell, E. S. Paxson and Ralph de Camp, having had said resolution under consideration, hereby beg leave to report same back to the House with the recommendation that it be concurred in.

Report adopted.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 71, 195, 261 and 352.

Prescott from the Committee on House Employees reported as follows:

Mr. Speaker:

We, your Committee on House Employees, beg leave to report and recommend that the following names be added to the list of House Employees :

Lute Crichton—Enrolling Committee.

Pearl T. Marshall—Enrolling Committee.

Margaret Bourne—Enrolling Committee.

Grace Staff—Enrolling Committee.

Janet Hodge—Enrolling Committee.

Margaret Cook—Enrolling Committee.

Sarah Raw—Engrossing Committee.

Mabel Dietrick—Engrossing Committee.

Chas. Z. Pond, Jr.—Asst. to Bill Clerk.

Report adopted.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Committee on Ways and Means: H. B. No. 413. A bill for an Act entitled, "An Act to provide for the support of the Government of the State of Montana for the years 1913 and 1914."

By McNally: H. B. No. 414. A bill for an Act entitled, "An Act to regulate and govern the sanitary conditions under which kalsomine and wall paper may be applied to walls and ceilings of rooms in cities of first and second class, and providing for the administration and violation of the provisions of this Act."

By Crull: House Joint Resolution No. 6, a resolution that the Congress of the United States intervene in Mexico.

READING OF SENATE BILLS.

S. B. No. 102, read first and second times by title only and referred to Committee on Live Stock and Public Ranges.

S. B. No. 148, read first and second times by title only and referred to Committee on Ways and Means.

S. B. No. 137, read first and second times by title only and referred to Committee on Judiciary.

Sub. S. B. No. 107, read first and second times by title only and referred to Committee on Live Stock and Public Ranges.

Sub. S. B. No. 157, read first and second times at length and referred to Committee on Appropriations.

S. B. No. 135, read first and second times at length and referred to Committee on Appropriations.

READING OF HOUSE BILLS.

H. B. No. 413, read first and second times by title only and referred to Committee on Printing.

H. B. No. 414, read first and second times by title only and referred to Committee on Sanitary Affairs.

House Joint Resolution No. 6, read first and second times by title only and referred to Committee on Federal Relations.

MOTIONS AND RESOLUTIONS.

Blake moved that the vote by which H. B. No. 368 was killed be reconsidered and said bill be re-referred to the Committee on Affairs of Cities.

Motion prevailed.

RESOLUTION.

The following resolution was presented:

WHEREAS, There was on the 21st day of February, 1913, pending before the Committee on Fairs and Expositions of this House a bill known as H. B. No. 166, providing for the removal of the State Fair from the City of Helena to the City of Great Falls, and

WHEREAS, On said 21st day of February, 1913, the said bill was reported back from the said Committee to the House with a recommendation of the majority of the said committee that the bill do not pass, after full hearings having been had thereon; and

WHEREAS, The said report coming on for action in said House, a motion was made to report the bill with the recommendation that it do pass, and

WHEREAS, Upon the said substitute motion a roll call was ordered, upon which roll call Representatives Joseph Kirschwing and Martin

Durkan, members of this House from the County of Cascade, in which county is situated the City of Great Falls, voted on the said roll call against the said substitute motion, each publicly stating at the time that his vote was being cast against his native town solely because of the fact that under the circumstances attending the introduction of the said bill at this time he could not in the conscientious discharge of his duty as a legislator vote for the said bill, notwithstanding his strong disinclination to vote against the apparent interests of his constituents, and,

WHEREAS, This House, and the members thereof, have the fullest confidence in the integrity and honesty of the said representatives, and desire to commend them for their patriotism and statesmanship in voting upon the said measure in opposition to the call of purely selfish interests, and in favor of what they believed to be for the interests of the State at large, and

WHEREAS, The said representatives have been grossly insulted upon the public streets and denounced in the public press of the said City of Great Falls as traitors and unworthy of respect, and

WHEREAS, Such unwarranted assaults upon members of this House for their action upon measures pending here are violative of the constitutional rights of the members of this House, subversive of the principles of that freedom of action which should belong to a member of a legislative body, and destructive of the foundation principles of our government;

THEREFORE, BE IT RESOLVED, That we condemn in the strongest terms the action of the citizens of the City of Great Falls and declare the same to be contemptuous of the rights of this Assembly;

BE IT FURTHER RESOLVED, That the action of the press of the City of Great Falls in refraining from publishing the explanations made by these members at the time of casting their vote was designed to place them in a false light before their constituents, and was an act of discourtesy to this House by those enjoying the privilege of its floor, which merits the severest censure. It is a duty which these newspapers owe to the public to refrain from garbled, false or misleading reports of legislative proceedings, and the violation of this duty in this instance is so flagrant and intentional as to demand our public disapproval.

BE IT FURTHER RESOLVED, That our sincere congratulations are hereby extended to our fellow members, Messrs. Kirschwing and Durkan, in their efforts to fully and fairly discharge their duties as members of this House, and in resisting all threats of force and coercion as well as appeals to prejudice and selfishness, thus furnishing an example of moral courage and political uprightness unparalleled in the history of Montana.

BE IT FURTHER RESOLVED, That nothing herein contained shall be construed to in any manner reflect upon the conduct of the remaining members from Cascade county, who supported and voted for the said bill with equal honesty and fairness.

That these resolutions be spread upon the minutes and an engross-

ed copy furnished to said honorable gentlemen.

(Signed)

LOVELACE,
ANNIN.

Tighe raised the question of consideration.

Upon roll call consideration at this time was ordered by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burnett, Camp, Carnal, Christmas, Collins, Cookingham, Cramer, Crippen, Crull, Davidson, Day, Drinkard, Ellingson, Fisher, Gould, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kemmis, Kuphal, Lovelace, McClung, MacRae, Mayfield, Nye, Phillips, Pope, Rhoades, Sickler, Smith, Stewart, Sweet, Word and Working—39.

Noes: Blair of Powell, Blake, Burns, Carroll, Cutts, Ezekiels, Fishbaugh, Gleason, Glenn, Graybeal, Higgins, Hough, Huddleston, Hustead, Jahreiss, Kelly, Kiley, King, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Poulsson, Rowe, Spogen, Sullivan, Tighe, Walker and Mr. Speaker—34.

Excused: Durkan, Kirschwing and Murray—3.

Absent and not voting: Clay, Conner, Davis, Doggett, Eliel, Harmon, Johnson, Jordan of Dawson, Largey and Prescott—10.

Lovelace moved the adoption of the resolution.

Norton moved as a substitute that the resolution be referred to the Committee on Privileges and Election.

Substitute motion lost.

Rhoades moved the previous question.

Motion prevailed.

Resolution was rejected by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burnett, Camp, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Day, Doggett, Drinkard, Ellingson, Fisher, Gould, Harmon, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, Kemmis, Kuphal, Lovelace, McClung, MacRae, Mayfield, Nye, Phillips, Pope, Rhoades, Sickler, Smith, Stewart, Word and Working—40.

Noes—Blair of Powell, Blake, Burns, Carroll, Clark, Clay, Cutts, Eliel, Ezekiels, Fishbaugh, Gleason, Glenn, Graybeal, Higgins, Hough, Huddleston, Hustead, Jahreiss, Jordan of Dawson, Kelly, Kiley, King, Largey, Lemmon, McMahon, McNally, Mains, Meadors, Murphy, Murray, Norton, O'Neill, Poulsson, Rowe, Spogen, Sullivan, Sweet, Tighe, Walker and Mr. Speaker—40.

Excused—Durkan and Kirschwing—2.

Absent and not voting—Carnal, Davis, Johnson and Prescott—4.

The above decision was rendered in accordance with Rule 27 of the Rules of the Thirteenth Legislative Assembly.

On motion of Eliel, the House took a recess at 1:00 P. M. until 2:30 P. M.

AFTERNOON SESSION.

House reassembled at 2:30 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,

Helena, Montana.

February 25th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Labor and Capital, to whom was referred House Resolution dated February 21st, having reference to the matter of a Workmen's Compensation Act, recommend that a Conference Committee be appointed to consider same, today reported as follows:

WHEREAS: There have been four bills introduced on the subject of Workmen's Compensation, two in the Senate and two in the House of Representatives; and,

WHEREAS; Senate Bill No. 12 has been indefinitely postponed, and Senate Bill No. 34 and House Bill No. 1 are now in the hands of this Committee; and

WHEREAS; House Bill No. 134 has not yet been acted upon by the House Committee on Labor; and,

WHEREAS; Joint Rule No. 17 provided as follows, to-wit: "In every case of disagreement between the Senate and House of Representatives, if either house requests a conference and appoints a committee for that purpose, the other shall appoint a committee consisting of the same number of members to confer therewith upon the subject of their disagreement;" and,

WHEREAS; There exists no disagreement on the matter aforesaid that can now be defined, and for the further reason that all the workmen's compensation bills have not yet been reported upon by the Committee to which same were referred; therefore,

WE RESPECTFULLY RECOMMEND, THAT, before the appointment of such conference committee, the House of Representatives take some action with regard to House Bill No. 134 to the end that all bills introduced on the matter of Workmen's Compensation be duly considered when a conference committee be appointed.

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

On motion of Cutts, this communication was referred to the Committee on Labor.

Senate Chamber,

Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill, having been read three several times this day passed, title agreed to and is transmitted herewith for your concurrence:

Senate Bill No. 132: A bill for an Act entitled, "An Act to amend Chapter 113 of the laws of 1911 relating to the registration of electors

in counties, cities, towns and school districts."

Also

That House Bill No. 123, having been read three several times was this day concurred in as amended, as follows, to-wit:

"Amend Section 1 by striking out all of said Section and inserting in lieu thereof the following:

'Section 1. That Section 38 of Chapter 146 of the Laws of Montana of 1909 be, and the same is hereby amended so as to read as follows:

Section 38: Limitations on debt incurring power. The Board of Commissioners, or other officers of the district, shall have no power to incur any debt or liability whatever, either by issuing bonds or otherwise, except as provided in this act; and any debt or liability incurred in excess of such express provisions, shall be, and remain absolutely void except that for the purpose of organization, or for any of the immediate purposes of this act, or to make, or purchase surveys, plans and specifications, or for stream gauging and gathering data, or to make any repairs occasioned by any calamity or other unforeseen contingency, the Board of Commissioners may, in any one year, incur an indebtedness of one-half as many dollars as there are acres in the District, and may cause warrants of the District to issue therefor, bearing interest at the rate not to exceed six per centum per annum."

Also amend by re-numbering Sections 3 and 4 to read 2 and 3 respectively.

Second amendment:

"Amend Section 1, line 14 by striking out the words 'one-half.'"

The same is returned herewith for your concurrence in Senate Amendments.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 153, being a bill for an Act entitled, "An Act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana, and making the members thereof appointive instead of elective," today reported, recommending that the bill do pass. That the report was adopted, and bill referred to the Printing Committee.

Also

That the Committee on Fairs and Expositions, to whom was referred Senate Bill No. 139, being a bill for an Act entitled, "An Act to authorize any Board of County Commissioners to levy a tax of one mill or less, on each dollar of taxable property for the purpose of establishing and maintaining a County Fair," today reported, recommending that same do pass. That the report was adopted, and bill referred to the

Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 159, being a bill for an Act entitled, "An Act to amend Section 32 of Chapter 57 of the Twelfth Legislative Assembly of the State of Montana, being an Act providing for a Commission Form of Government for cities, providing for the election of officers therein, defining their duties and powers, and providing for their compensation," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred Senate Bill No. 173, being an Act to prohibit the representation, classification, grading or marking of articles of merchandise at or to a higher class, grade or quality than which the same was purchased, today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture and Manufactures, to whom was referred House Bill No. 117, today reported, recommending that the bill be concurred in, and that the report was adopted.

Also

That the Committee on Labor and Capital, to whom was referred House Bill No. 31, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Public Morals, to whom was referred House Bill No. 124, today reported, recommending that same be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open Session House Joint Resolution No. 5, H. B. No. 147, House Joint Memorial No. 1, Senate Joint Memorial No. 3 and Senate Bills Nos. 30, 43 and 52.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 10:50 A. M. this day they transmitted to his Excellency the Governor, the Enrolled copy of Senate Bills Nos. 30, 43 and 52 and Senate Joint Memorial No. 3.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day concurred in House amendments to Senate Bill No. 142 and that the same was referred to the Enrolling Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read first and second times and referred to the Standing Committees of the Senate:

House Bill No. 129 to Committee on Education.

House Bill No. 211 to Committee on Finance and Claims.

House Bill No. 214 to Committee on Finance and Claims.

House Bill No. 215 to Committee on Finance and Claims.

House Bills No. 254 to Committee on Finance and Claims.

House Bill No. 257 to Committee on Finance and Claims.

House Bill No. 258 to Committee on Finance and Claims.

House Bill No. 259 to Committee on Finance and Claims.

Substitute House Bill No. 15 to Judiciary Committee.

House Bill No. 325 to Committee on Finance and Claims.

House Bill No. 326 to Committee on Railroads and Transportation.

House Bill No. 286 to Committee on Finance and Claims.

House Bill No. 287 to Committee on Finance and Claims.

House Bill No. 210 to Committee on Finance and Claims.

House Bill No. 212 to Committee on Finance and Claims.

House Bill No. 255 to Committee on Finance and Claims.

House Bill No. 256 to Committee on Finance and Claims.

House Bill No. 3 to Committee on Education.

House Bill No. 53 to Committee on Finance and Claims.

House Bill No. 180 to Committee on Railroads and Transportation.

House Bill No. 84 to Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 152, being a bill for an Act entitled, "An Act regulating the acceptance of free transportation to public or private work; defining consideration paid to employes or individuals for securing employment; defining duties of persons furnishing free transportation, and providing punishment for the violation of this Act," today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 161, being a bill for an Act entitled, "An Act to regulate the exchange of passes, franks and free service between certain common carriers and certain public utilities in the State of Montana," today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Also

That a majority of the Committee on Labor and Capital, to whom was referred Senate Bill No. 12, being a bill for an Act entitled, "An Act creating the State Industrial Accident Commission and providing an industrial accident fund, making an appropriation for such fund, and providing for the administration of the terms of this Act, providing for the collection and disbursement of funds for the benefit, compensation and care of workmen, prescribing the duties of employers and workmen subject to this Act, and providing penalties for a violation of the terms of this act, and abolishing in certain cases the defenses of assumption of risk, contributory negligence and the negligence of a fellow servant in actions for personal injury and death, and providing for an inspection of industrial plants, today reported, recommending that same be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 132 was today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Education to whom was referred Senate Bill No. 171, being a bill for an Act entitled, "An Act to fix the salaries of the County Superintendents of common schools in the several counties of the State of Montana, today reported, recommending that same do pass, with the following amendments:

That the words, "and fifth" in line six be stricken out;

That the words, "fifth and" be inserted in the eighth line after the word, "the."

That said report was adopted, and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 25, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Memorial No. 3, and Senate Bills numbered 30, 43 and 52 were today reported correctly enrolled.

Very respectfully,

G. G. WATT, Secretary.

On motion of McNally, the House reverted to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration Senate Bill No. 22, introduced by Asbridge, a bill for an Act entitled, "An Act to establish a State Grain Laboratory at the Montana Agricultural Experiment Station, and to define the aim and scope of the work to be proposed, and providing for the administration and to make appropriations for the establishment and maintenance thereof," beg leave to report back to the House with the following amendment:

Amend Section 6, by striking out all of the last line of said section, and inserting in lieu thereof the following:

"Two Thousand (\$2,000) Dollars for the year ending March 1st, 1914, and Two Thousand (\$2,000) Dollars for the year ending March 1st, 1915," and as amended, recommend that same be concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred House Bill No. 397, introduced by Carnal, a bill for an Act entitled, "An Act

to establish and locate the Northern Montana Agricultural and Manual Training College, and the Agricultural Experiment Station in connection therewith; appropriating money to pay the United States Government for the land upon which the same is to be situated, and to start and initiate said institution, and amending Section 741 of the Revised Codes of 1907, relating to funds received from the United States for the benefit of Agricultural Experimental Stations," beg leave to report back to the House with the recommendation that this bill be printed and placed on General Orders.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 401, introduced by Appropriations Committee, a bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims for expenses incurred by District Judges, also expenses of sheriffs incurred in transporting prisoners, also expenses incurred in sending requisitions," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations to whom was referred House Bill No. 403, introduced by Appropriations Committee, a bill for an Act entitled, "An Act appropriating money from the license bounty fund for the payment of the claim of George H. Scott," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration Senate Bill No. 125, substitute for Senate Bills Nos. 32 and 40, introduced by the Committee on Stock growing and Grazing, a bill for an Act entitled, "An Act to enable the State Agricultural College to buy and sell hog cholera serum to experiment therewith, and to appropriate \$1,000.00 to carry out the purpose of this Act," beg leave to report back to the House that this bill be no concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 400, introduced by Appropriation Committee, a bill for an Act entitled, "An Act appropriating the sum of One Thousand and Fifty (\$1,050) Dollars to A. W. Butts of Red Rock, Beaverhead County, Montana, in payment for five (5) horses slaughtered by the State Veterinary Surgeon's Department on August 7, 1912,"

beg leave to report the same back to the House with the following amendment:

Amend Section 1 by striking out the letters and figures "one thousand and fifty" and inserting in lieu thereof the letters and figures "five hundred," and as amended recommend that it do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 363, introduced by Sullivan, a bill for an Act entitled, "An Act appropriating money for the purchase of additional farm lands to be used in connection with the Montana School for the Deaf and Blind at Boulder, Montana," beg leave to report the same back to the House with the recommendation that it do not pass, as it has been taken care of in the general appropriation bill.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 384, introduced by Collins, a bill for an Act entitled, "An Act appropriating money for the payment of the claims of certain persons for the services rendered as members of the Educational Commission under the provisions of House Bill No. 129, passed by the Twelfth Legislative Assembly and approved March 8, 1911," beg leave to report same back to the House with the recommendation that it do not pass," as the previous bill creating the Commission does not call for the payment of such claims.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 233, introduced by Sullivan, a bill for an Act entitled, "An Act to appropriate money for certain furnishings, repairs and improvements at the Montana School for the Deaf and Blind at Boulder, Montana," beg leave to report the same back to the House with the recommendation that it do not pass, as it has been taken care of in the General Appropriation bill.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 402, introduced by Appropriation Committee, a bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claim of Link and Haire for a balance due for Architects' fees on the Capitol wings of the State of Montana," beg

leave to report the same back to the House with the recommendation that it do not pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 410, introduced by the Appropriation Committee, a bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claims of J. K. O'Rourke for expenses incurred in transporting prisoners and sending requisitions," beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 405, introduced by Holt, a bill for an Act entitled, "An Act appropriating money for erecting a dairy barn at and in connection with the Montana Reform School at Miles City," beg leave to report back to the House with the recommendation that it do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration House Bill No. 406, introduced by Holt, a bill for an Act entitled, "An Act to empower the State to purchase additional land for the use of the Reform School and appropriating Sixteen Thousand Dollars to pay for same," beg leave to report the same back with the recommendation that it do not pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration Senate Bill No. 58, introduced by Whiteside, a bill for an Act entitled, "An Act to create the State Board of Entomology, to define its powers and duties and appropriate money therefor," beg leave to report back to the House with the following amendment:

Amend Section 9 by striking out the letters and figures "six thousand" and inserting in lieu thereof the letters and figures "five thousand." And as amended recommend that the same be concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under con-

sideration Senate Bill No. 129, introduced by Survant, a bill for an Act entitled, "An Act authorizing the payment of the bounty claim of S. C. Leedy, and appropriating money from the State Bounty Fund for the payment thereof," beg leave to report back to the House with the recommendation that the same be concurred in.

Report adopted.

Also

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 291, 321, 343, 364, 367 and 374.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 86, introduced by Sweet, "An Act to amend Section 4062 of the Revised Codes of the State of Montana, 1907, as amended by Laws of Montana, 1909, relating to the manner in which Insurance Companies, Associations or Partnerships may transact business in the State of Montana."

Also

House Bill No. 186, introduced by Appropriation Committee, "An Act appropriating money for the payment of certain deficiency claims for public printing."

Also

House Bill No. 189, introduced by the Appropriation Committee, "An Act appropriating money for the completion of the power and heating plant at the School for the Deaf and Blind."

Also

House Bill No. 185, introduced by the Appropriation Committee, "An Act to appropriate money to pay the deficiency claims for maintenance of the Orphans' Home."

Also

House Bill No. 183, introduced by the Appropriation Committee, "An Act appropriating money for the payment of certain deficiency claims for transporting prisoners."

Also

House Bill No. 190, introduced by Appropriation Committee, "An Act appropriating money for the payment of certain deficiency claims on account of requisitions."

Also

House Bill No. 113, introduced by Day, "An Act providing for the appointment of a commission to participate in the celebration of the Fiftieth Anniversary of the Battle of Gettysburg, and appropriating the sum of Two Thousand Dollars to defray the expense thereof."

Also

House Bill No. 128, introduced by Sullivan, "An Act limiting the number of licenses which may be issued for the sale of intoxicating liquors and regulating the issuance of licenses, and providing for the revocation of license upon conviction of a penal offense; amending

Section 3 of Chapter 92 of the Laws of the Twelfth Legislative Assembly relating to the issuance of licenses, and adding a Section to said Chapter 92 to be known as Section 3a providing for a renewal of licenses."

Also

House Bill No. 187, introduced by Appropriation Committee, "An Act appropriating money for the payment of deficiency claims for the maintenance appropriation for the School of the Deaf and Blind."

Also

House Bill No. 188, introduced by Appropriation Committee, "An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building."

Beg leave to report that the same have been delivered to the Governor for his approval this day, 26th, at 11 A. M.

Also

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 150, introduced by Brower, "An Act to amend Section 2820 and Section 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders Counties."

Also

House Bill No. 193, introduced by the Appropriation Committee, "An Act appropriating money for the payment of certain deficiency claims for expenses of Judges presiding at trials outside their own Districts, and also for the payment of certain deficiency claims for expenses incurred by District Judges on account of holding court in counties other than the counties where they reside as provided by Chapter 91, Session Laws, enacted by the Twelfth Legislative Assembly.

Also

House Bill No. 169, introduced by Judiciary Committee, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907 relating to proceedings for the recovery of escheated property or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted."

Also

House Bill No. 78, introduced by Mayfield, "An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected.

Also

House Bill No. 181, introduced by Blake, "An Act to exempt honorably discharged sailors and soldiers of the War of the Rebellion and honorably discharged sailors and soldiers of the War with Spain, the Philippine Insurrection or the Boxer Uprising in China from the payment of road tax and poll tax."

Also

House Bill No. 184, introduced by Appropriation Committee, "An Act appropriating money from the Fish and Game Fund for the payment of a certain deficiency claim incurred for expense in office of State Game Warden."

Beg leave to report same as correctly enrolled.

Also

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 125, beg leave to report said bill containing an error in line 17 of the printed bill, the word "parties" being misspelled and we therefore ask to be empowered to make said correction.

On motion of Working, the request was granted.

Also

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 125, introduced by Crippen, "An Act to amend Section 7891 of the Revised Codes of Montana 1907, relating to witnesses, as amended by Chapter 66, Session Laws 1909," beg leave to report that House Bill No. 125 has been correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 184, "An Act appropriating money from the Fish and Game Fund for the payment of a certain deficiency claim incurred for expense in the office of State Game Warden."

Also

H. B. No. 181, "An Act to exempt honorably discharged sailors and soldiers of the War of the Rebellion and honorably discharged sailors and soldiers of the War with Spain, the Philippine Insurrection and the Boxer Uprising in China, from the payment of road tax and poll tax."

Also

H. B. No. 78, "An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected."

Also

H. B. No. 169, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907 relating to proceedings for the recovery of escheated property or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted."

Also

H. B. No. 193, "An Act appropriating money for the payment of certain deficiency claims for expenses of judges presiding at trials outside their own districts, and also for the payment of certain deficiency claims for expenses incurred by District Judges on account of holding court in counties other than the counties where they reside as provided by Chapter 91, Session Laws enacted by the Twelfth Legisla

tive Assembly,"

Also

H. B. No. 150, "An Act to amend Seciton 2820 and Scetion 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders Counties."

Also

H. B. No. 125, "An Act to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66, Session Laws 1909."

And signed same in the presence of the House.

On motion of Day, Senate Amendments to H. B. No. 123 were returned to the Senate for explanation of interlineation, etc.

On motion of Walker, the House reverted to the Fifth Order of Business for the purpose of introducing a bill from the Judiciary Committee and a bill from the Appropriation Committee and without previous notices having been given.

INTRODUCTION OF BILLS.

The following bills were introduced and placed on file:

By Committee on Judiciary: H. B. No. 415. A bill for an Act entitled, "An Act to regulate the business of making or compiling abstracts of title to real estate and to require a bond to be given by all persons, firms or corporations engaging in such business and to protect those who may be damaged by the negligence, inefficiency, or fraud of persons engaged in such vocation, and providing penalties for the violation thereof."

By Appropriation Committee: H. B. No. 416. A bill for an Act entitled, "An Act to appropriate money for the payment of the employes and attaches of the Thirteenth Legislative Assembly of the State of Montana."

READING OF HOUSE BILLS.

H. B. No. 415, read first and second times by title only and referred to Committee on Printing.

H. B. No. 416, read first and second times at length and referred to Committee on Appropriations.

CONFERENCE COMMITTEE REPORT.

The following report was received:

Mr. Speaker:

Your Joint Conference Committee appointed to confer with a like Committee of the Senate with respect to House Amendment proposed to Senate Bill No. 10, having held a joint meeting with the said Senate Conference Committee at which said House amendments were fully considered, we now beg leave to report and unanimously recommended that this House recede from all the amendments proposed to said Senate Bill No. 10.

E. C. Day,
H. M. STEWART,
W. J. McMAHON,
FRANK ELIEL,

A. L. JORDAN,

House Committee.

We concur:

OWEN BYRNES,

C. S. MUFFLY,

J. M. BOARDMAN,

J. E. EDWARDS,

J. M. BURLINGAME,

Senate Committee.

Report adopted by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Camp, Carnal, Christmas, Clark, Clay, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Hough, Huddleston, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, Mains, Mayfield, Murphy, Murray, Norton, Nye, Pope, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe Walker, Working and Mr. Speaker—65.

Noes—Blair of Powell, Carroll, Conner, Drinkard, Durkan—13.

Absent and not voting—Burns, Collins, Davis, Harmon, Higgins, Hustead, Phillips and Sweet—8.

The following was received from the Steering Committee:

To the Chief Clerk of the House of Representatives:

Place on General Orders the following bills:

House Bills Nos. 36, 350, 360, 271, 357, 72, 136, 170, 283, 295, 322, 267, 247, 332, 230, 231, 245, 297, 60, 358, 302, 175, 177, 199, 240.

Senate Bills Nos. 59, 73, 127, 155, 116.

On motion of McMahon the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Pope in the chair.

House resumed.

Mr. Speaker in the chair.

Pope from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 29, A bill for an Act entitled, "An Act to provide for the deposit and control of all public moneys in the possession of and under the control of county, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Section 3003 and 3257 of the Revised Codes of Montana of 1907," having had same under consideration, report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend Section 1 by striking out in line 6 after the word "National," the words, "or State." Change the first word "and" to "or" and insert thereafter the word "State" so as to read, "National supervision or State examination."

Amend Section 2 by striking out in line 78 after the word "Na-

tional," the words, "or State." Change the first word "and" to "or" and insert thereafter the words "State," so as to read, "National supervision or State examination."

Also

Having had under consideration S. B. No. 38, a bill for an Act entitled, "An Act prescribing the powers and duties of the State Board of Equalization in the adjustment and equalization of the assessment and taxation of property in the various counties of the State," report same back to the House with the recommendation that same be not concurred in.

Also

Having had under consideration S. B. No. 49, a bill for an Act to amend Section 1412 of the Revised Codes of Montana so as to read as follows; report same back to the House with the recommendation that same be not concurred in.

Also

Having had under consideration S. B. No. 61, a bill for an Act entitled, "An Act providing a summary method of procuring the right to erect a grain warehouse or grain elevator on railroad rights of way," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 78, a bill for an Act entitled, "An Act to improve conditions affecting the health of certain workmen engaged in operating street railway cars or trolley cars; and providing for the heating of street car or trolley car vestibules during certain seasons," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 89, a bill for an Act entitled, "An Act to amend Section 5815 of the Revised Codes of Montana 1907, relating to liens for services of stallions, and providing a penalty for the violation of this Act," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 91, a bill for an Act to fix, define and determine the boundaries of Lincoln County, Montana, report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 95, a bill for an Act entitled, "An Act to amend Section 2, of Chapter 136 of Session Laws of 1911, relating to the prohibition and regulation of the issuance of reduced or free transportation by common carriers," report same back to the House with the recommendation that same be not concurred in.

Also

Having had under consideration H. B. No. 36, a bill for an Act to enact a general highway law, with an appropriation to carry out its provisions; and repealing Sections 1337, 1338, 1340, 1341, 1344, 1346,

1345, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1371, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452 1454 and 1456 of the Revised Codes, and also repealing that certain Act approved March 11, 1909, entitled, "An Act to provide for the permanent improvement of main highways by extension of county aid for such purpose, to provide the manner of petitioning for such improvements, for the levying of assessments upon lands benefitted thereby for the payment of a part of the cost thereof," report same back to the House with the recommendation that same do pass with the following amendments:

Amend by striking out all of Chapter 14 pertaining to "Motor Vehicles."

Also

Having had under consideration H. B. No. 350, a bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund for the payment of the salary of the Clerk of the Montana State Fish Commission as provided in Chapter 106, Laws of the Twelfth Legislative Session," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 271, a bill for an Act entitled, "An Act to provide for the inspection of steamboats and all other boats propelled by machinery, sailing craft, ferry boat and barges other than private pleasure crafts, on any of the navigable waters of the State of Montana, to provide for their inspection and for the appointment of an Inspector of Navigation, to define his duties, to provide for his compensation, and to provide sailing rules for all such boats, including pleasure crafts propelled by machinery and for the general superintendence and control of navigation by the State Board of Railroad Commissioners; providing further for a violation of its provisions; repealing Chapter 105 of the Session Laws of the Twelfth Legislative Assembly, and all Acts and parts of Acts in conflict herewith," report same back with the recommendation that same do pass with the following amendments:

Amend Section 22 by inserting at the beginning the words, "Chapter 105 of the Session Laws of the Twelfth Legislative Assembly and."

Pope moved the adoption of the report of the Committee of the Whole.

Annin moved as a substitute that Senate Bill No. 49 be segregated from the report of the Committee of the Whole that this bill be referred to the calendar for Third Reading.

Substitute motion lost.

Report of the Committee of the Whole adopted.

Jewell gave notice that when the following bills came up for Third Reading, he would move that the same be considered read the third time:

House Bills 36, 350 and 271 and Senate Bills 29, 61, 78, 89 and 91.

Jewell from the Committee on Engrossment to whom was referred House Bills Nos. 154, 201, 206, 213, 239, 270, 273, 300, 196 and 280, beg leave to report same back to the House as correctly engrossed.

Also

Finding that House Bill No. 234 was without erasure, interlineation or amendment, report the original copy back to the House as correctly engrossed.

McNally moved to revert back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred House Bill No. 416, introduced by Committee on Appropriations, a bill for an Act entitled, "An Act to appropriate money for the payment of the employes and attaches of the Thirteenth Legislative Assembly of the State of Montana," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Annin moved to recess to 7:00 P. M.

Norton moved as an amendment to adjourn to 9:30 tomorrow morning.

Motion of Norton prevailed and the House adjourned at 5:10 P. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifty-Third Day

Thursday, February 27th, 1913.

House met pursuant to adjournment at 9:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-second day and find same to be correct.

Report adopted.

REPORTS OF STANDING COMMITTEES.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred Senate Bill No. 160, being a bill for an Act entitled, "An Act to legalize proceedings of the Board of County Commissioners of any county and elections held and bonds hereafter issued pursuant thereto for the construction of Highways and Bridges," having had same under considera-

tion, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred House Bill No. 387, being a bill for an Act entitled, "An Act to provide for attorney's fees in certain actions between employers and employes," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred House Bill No. 347, being a bill for an Act entitled, "An Act to establish a system of examination for newspaper writers and editors; fixing the fees to be charged for licenses and the disposition of the fund thus created; and providing penalties for violation of the provisions of this Act," having had under consideration said Bill, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration House Bill No. 378, introduced by Conner, "A bill for an Act prohibiting the use of deception, false advertising, false pretenses and unlawful force in persuading workmen to move from place to place in the State of Montana or to come into the State of Montana, or to go out of the State of Montana into any other state or country, to work or to be employed in any kind of labor, without a true and complete statement of labor conditions in the place, state or country to which said workmen are induced to go; to prevent the arming of workmen or other persons with deadly weapons under pretenses of guarding property; and fixing penalties for the violation of the provisions of this Act, and to repeal all Acts and parts of acts in conflict herewith," beg leave to report same back to the House with the recommendation that said bill be referred to the Committee on Judiciary for opinion.

Report adopted.

Also

Cutts from the Committee on Labor reported as follows:

Helena, February 27, 1913.

Mr. Speaker:

WHEREAS, The House of Representatives did, by resolution under date of February 21, respectfully petition and request that the Honorable Senate appoint a Conference Committee on Workmen's Compensation, in accordance with Joint Rule No. 17, outlining therein the urgent

and agreed necessity for such appointment; and

WHEREAS, The Honorable Senate did, by resolution received February 26, decline to appoint said Conference Committee, according to Joint Rule No. 17, alleging therein that "there exists no disagreement on the matter aforesaid that can now be defined," and further advancing as a reason for the non-concurrence in the request of the House of Representatives acting under Joint Rule No. 17, that certain House Bill, numbered 134, had "not been acted upon by the House Committee on Labor;" and

WHEREAS, the Honorable Senate has assumed the position that House Bill No. 134 (although never reported to this House from whence it emanated) is a matter of Senate consideration at this time and recommends that "before the appointment of a Conference Committee, the House of Representatives take some action with regard to House Bill No. 134."

NOW, THEREFORE, We, your Committee on Labor, having had under consideration House Bill No. 134, a bill for an Act creating an Industrial Insurance Commission, respectfully recommend that further consideration of this bill be indefinitely postponed, in accordance with the recommendations of the Honorable Senate;

AND FURTHERMORE, Your Committee begs leave to submit that it is not the intention of your Committee to recommend an admission of the parliamentary right or authority of the Honorable Senate to attempt a regulation of the Rules of the House as appertains to Committee reports or the disposition of bills not reported to the Honorable Senate; nor is it the intention to admit that the House has been negligent or derelict in its official duties, as implied in the resolution. We do believe that the Honorable Senate has assumed an unprecedented and unwarranted parliamentary position, and this report is made with the single purpose of removing what we sincerely trust will be the last objection of the Honorable Senate to a conference consideration of Workmen's Compensation, to the end that some adequate relief may be afforded the 65,000 workmen of Montana affected by this measure and that the House Bill numbered 1, recommended for concurrence on February 18, and Senate Bill No. 34, now in possession of the Committee on Labor and Capital, be brought to the attention of the Conference Committee as soon as possible.

Report adopted and Clerk was instructed to notify the Senate of the action taken at the earliest possible moment.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred House Bill No. 407, a bill for an Act entitled, "An Act to establish a Seed Lien," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred House Bill No. 389, a bill for an Act entitled, "An Act regulating the admission to practice of graduates of the Law Department of the University of Montana," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred House Bill No. 390, being a bill for an Act entitled, "An Act to amend Section 6388 of the Revised Codes of Montana, 1907, relating to the practice of law and to prevent persons other than licensed attorneys from practicing law and from representing themselves to be an attorney and from receiving any fee for services rendered as such," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred House Bill No. 396, a bill for an Act entitled, "An Act to amend Section 6520 and 6521 of the Revised Codes of Montana of 1907, relating to the publication of summons," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred Senate Bill No. 137, being a bill for an Act entitled, "An Act providing for the submission to the qualified electors of the State of Montana, of an amendment to Section 6 of Article XVI of the Constitution of the State of Montana relating to officers, their election or appointment, and their terms of office other than officers named in the Constitution," having had same under consideration, beg leave to report the same back with the recommendation that it be not concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, to whom was referred House Bill No. 356, being a bill for an Act entitled, "An Act to amend Section 5769 of the Revised Codes of Montana of 1907, relating to the foreclosure of chattel mortgages," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred Senate Bill No. 100, being a bill for an Act entitled, "An Act to amend Section 7641 of the Revised Codes of Montana of 1907, relating to accounts of executors or administrators of their personal representatives in case of death," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred Senate Bill No. 133, a bill for an Act entitled, "An Act to amend Section 8447 (636) of the Penal Code, relating to trademarks," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary to whom was referred Senate Bill No. 120, a bill for an Act entitled, "An Act to create the Fourteenth Judicial District of the State of Montana, to be composed of the counties of Broadwater and Meagher, to change the boundaries of the Ninth Judicial District to conform thereto, to change the boundaries of the Tenth Judicial District to conform thereto and to provide for the appointment, duties, powers and term and compensation of Judge of said Fourteenth Judicial District," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Smith from the Committee on Libraries reported as follows:

Mr. Speaker:

Your Committee on Libraries, having had under consideration House Bill No. 362, being a bill for an Act entitled, "An Act to provide for library extension through the establishment and maintenance of county free libraries and the creation of a State Board of Library Commissioners; and to repeal Sections 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1033 and 1035, Revised Codes of 1907," recommend that same be amended by striking out Section 20, which carries an appropriation of \$10,000, and numbering Sections 21, 22 and 23 so as to conform with said amendment, and as amended we recommend that bill do pass.

Report adopted.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations to whom was referred Senate Bill No. 157, Substitute for Senate Bills Nos. 92 and 90, introduced by Committee on Roads, Highways and Bridges, being a bill for an Act entitled, "An Act to establish a Montana State Highway Commission, defining its duties and powers and providing for its compensation; providing for a State Highway Commission Fund, and appropriating money therefor," having had said bill under consideration, hereby beg leave to report same back to the House with the recommendation that said bill be concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration Senate Bill No. 135, introduced by Abbott, being an Act entitled, "An Act to enact a General Highway Law, with an appropriation to carry out its provisions; providing for the classification and permanent improvement of the public highways and for the granting of county and state aid in certain cases, and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427, 1430, 1436, 1437, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes, and also repealing that certain act approved March 2, 1909, entitled, "An Act to provide for the permanent improvement of the main highways by extension of county aid for such purposes, to provide the manner of petitioning for such improvements, for the levying of assessments upon lands benefitted thereby, for the payment of a part of the cost thereof," and repealing that certain act approved March 8, 1909, entitled, "An Act placing highways and bridges in counties of the first class under the supervision and control of the county surveyor, defining his powers and duties, fixing his compensation and abolishing the office of road supervisor in counties of the first class," hereby report the same back to the House with the recommendation that the same be concurred in.

Report adopted.

INTRODUCTION OF BILLS,

The following bill was introduced and placed on file:

By Walker: H. B. No. 417, a bill for an Act to provide a system of identification of criminals and persons accused of crime according to the system commonly known as the "Bertillon Method of Identification."

READING OF SENATE BILLS.

S. B. No. 132, read first and second times by title only and referred to Committee on Townships and Counties.

READING OF HOUSE BILLS.

H. B. No. 417, read first and second times by title only and re-

ferred to the Committee on Judiciary.

On motion of Day, the matter of reading messages from the Senate was referred to the Committee on Rules, Joint Rules and Order of Business.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

February 26th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills having been read three several times, were this day passed, title agreed to, and are transmitted herewith for concurrence:

Senate Bill No. 166, a bill for an Act entitled, "An Act to amend Section 9289 of the Revised Codes of Montana of 1907, relating to evidence of false pretenses."

Senate Bill No. 165, a bill for an Act entitled, "An Act to amend Section 8580, Revised Codes of Montana of 1907, relating to the crime of forcible entry and detainer."

Senate Bill No. 99. A bill for an Act entitled, "An Act to divide the State of Montana into Congressional Districts."

Senate Bill No. 141. A bill for an Act entitled, "An Act regulating traction engines or machinery propelled or operated by gas, oil or any product of oil; prescribing the method of estimating the power or capacity thereof; requiring the same to be marked or labeled; forbidding false representations as to the capacity or power; requiring inspection by boiler inspector when requested; fixing the fees therefor and prescribing penalties."

Substitute for Senate Bill No. 109. A bill for an Act entitled, "An Act providing for the protection for a period of 20 years of Mountain Sheep, Deer, Elk, and other Game Animals and Birds, defining the boundaries of the district in which they shall not be killed, and providing penalties for the killing of any game animals within said boundaries."

Substitute for Senate Bill No. 143. A bill for an Act entitled, "An Act to authorize the compiling and publishing of an official map of the State of Montana to purchase 400 copies of the map for State and School purposes."

Senate Bill No. 162. A bill for an Act entitled, "An Act to amend Sections 5 and 16 of Chapter 148, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act to create and establish the office of State Fire Marshal, to provide for his appointment, fixing his salary and defining the duties and powers of certain other officials in relation thereto,' providing for the appointment of Deputy Fire Marshals, and enlarging the powers of the State Fire Marshal."

Senate Bill No. 163. A bill for an Act entitled, "An Act to prescribe further duties and powers for the State Examiner; to cause the books and accounts of all incorporated cities and towns, and the books

and accounts of school districts of the first and second class to be examined at least once each year; to provide for the payment of fees for the examination thereof, and also, to allow the State Examiner to appoint another deputy."

Senate Bill No. 164. A bill for an Act entitled, "An Act relating to fees of County Clerks."

Also

House Bills numbered 191 and 101, having been read three several times, were today concurred in, title agreed to, and are returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Enclosing:

S. B. No. 166.
S. B. No. 165,
S. B. No. 99,
S. B. No. 141,
Sub. S. B. No. 109,
Sub. S. B. No. 143,
S. B. No. 162,
S. B. No. 163,
S. B. No. 164,
H. B. No. 191,
H. B. No. 101.

Senate Chamber,
Helena, Montana.

February 26th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that notices of the introduction of bills were this day given as follows:

By Byrnes: A bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in bonds of Carey Land Act Irrigation Project organized under Montana Laws, in addition to other securities, in which said companies are now authorized to invest their funds, and to permit the State Board of Land Commissioners to invest moneys derived from the sale of State Lands and belonging to the permanent land grant fund in bonds of any irrigation district organized under the laws of the State of Montana and in bonds of any Carey Land Act Project organized under Montana laws."

By Byrnes: A bill for an Act entitled, "An Act to amend Sections 87 and 88 of Chapter 147, Session Laws, 1909, providing for the management and investment of the permanent land grant funds realized from the sale of State lands and the products thereof."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 26th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced by unanimous consent without previous notice, read first and second times and referred:

Senate Bill No. 174, by Committee on Finance and Claims: A bill for an Act entitled, "An Act to appropriate money to pay the per diem and mileage of witnesses called by the Joint Committee appointed to investigate the complaints of settlers on public lands, and to pay the expense incurred by the joint committee appointed to investigate charges made against the management of the State Reform School." To Committee on Finance and Claims.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 26th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 84, being a bill for an Act entitled, "An Act to provide an executive residence for the Governor of Montana; to provide for the furnishing and maintenance of the same, and to appropriate money for all of said purposes, today reported, recommending that same be concurred in, with the following amendments:

In Section 2, line 6 thereof, strike out the words, "Twenty Thousand Dollars (\$20,000)," and insert in lieu thereof the words, "Thirty Thousand Dollars, (\$30,000)."

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 26th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 20 and 142 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 26th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred Senate Bill No. 170, being a bill for an Act entitled, "An Act relating to the State Militia, and amend Sections 1050, 1057, 1060, 1061, 1062, 1079 and 1091 of the Revised Codes of Montana of 1907," today reported, recommending that

the bill do pass. That the report was adopted and bill referred to the Printing Committee.

Also

That the Committee on Finance and Claims, to whom was referred Senate Bill No. 174, being a bill for an Act entitled, "An Act to appropriate money to pay the per diem and mileage of witnesses called by the Joint Committee appointed to investigate the complaints of settlers on public lands, and to pay the expense incurred by the Joint Committee appointed to investigate charges made against the management of the State Reform School," today reported, recommending that the bill do pass. That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 26, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 166, 165, 99, 141, 109, 143, 162, 163 and 164 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 26, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 154, 167, 169 and Senate Joint Memorial No. 6 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

MESSAGES FROM THE GOVERNOR.

The following communication was received from the Governor:

EXECUTIVE OFFICE,

Helena, Montana.

February 27, 1913.

The Speaker of the House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State the following House Bills:

H. B. No. 128. An Act limiting the number of licenses which may be issued, and providing for the revocation of licenses upon conviction of a penal offense; amending Section 3 of Chapter 92 of the laws of the Twelfth Legislative Assembly relating to the issuance of licenses, and adding a Section to said Chapter 92 to be known as Section 3a, providing for a renewal of licenses.

H. B. No. 183. An Act appropriating money for the payment of certain deficiency claims for transporting prisoners.

H. B. No. 185. An Act to appropriate money to pay the deficiency claims of maintenance of the Orphans' Home.

H. B. No. 186. An Act appropriating money for the payment of certain deficiency claims for the maintenance appropriation for the School of the Deaf and Blind.

H. B. No. 188. An Act providing for the payment of deficiency claims for the maintenance of the State Capitol Building.

H. B. No. 189. An Act appropriating money for the completion of the power and heating plant at the School for the Deaf and Blind.

H. B. No. 190. An Act appropriating money for the payment of certain deficiency claims on account of requisitions.

S. V. STEWART, Governor.

THIRD READING OF SENATE BILLS.

Speaker pro Tem in the chair.

S. B. No. 78 having been read thrée several times, was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Burns, Camp, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Henley, Higgins, Holt, Hough, Hutsead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart, Tighe, Walker and Working—62.

Noes: Blair of Powell and Lovelace—2.

Absent and not voting: Burnett, Carnal, Crull, Cutts, Davidson, Davis, Eliel, Gould, Graybeal, Harmon, Heinrich, Huddleston, Kuphal, McMahon, McNally, Phillips, Rhoades, Sickler, Sullivan, Sweet, Word and Mr. Speaker—22.

Title agreed to.

S. B. No. 91 having been read three several times was concurred in by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, Mains, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rowe, Spogen, Stewart, Tighe, Walker and Working—58.

Noes—None.

Absent and not voting: Annin, Burns, Camp, Carnal, Clark, Collins, Crippen, Crull, Cutts, Davis, Eliel, Ezekiels, Gould, Graybeal, Harmon, Huddleston, Kuphal, McNally, MacRae, Mayfield, O'Neill, Phillips, Rhoades, Sickler, Smith, Sweet, Word and Mr. Speaker—28.

Title agreed to.

S. B. No. 89 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Tighe, Walker, Word and Working—61.

Noes: Brower—1.

Absent and not voting: Blake, Burns, Carnal, Clark, Collins, Crippen, Crull, Cutts, Davis, Eliel, Gould, Graybeal, Harmon, Higgins, Huddleston, Kuphal, McNally, Mayfield, O'Neill, Phillips, Sickler, Smith, Sweet and Mr. Speaker—24.

Title agreed to.

S. B. No. 61 having been read three several times was concurred in by the following vote:

Ayes: Annin Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jehreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Tighe, Walker, Word and Working—64.

Noes—None.

Absent and not voting: Blake, Burns, Carnal, Clark, Collins, Crippen, Crull, Cutts, Davis, Eliel, Gould, Harmon, Huddleston, Jordan of Flathead, Largey, McNally, Mayfield, O'Neill, Sickler, Smith, Sweet and Mr. Speaker—22.

Title agreed to

S. B. No. 29 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word and Working—69.

Noes: Murray and Rhoades—2.

Absent and not voting: Blake, Burns, Clark, Collins, Crippen,

Crull, Davis, Eliel, Gould, Huddleston, Meadors, O'Neill, Sickler, Sweet and Mr. Speaker—15.

Title agreed to.

THIRD READING OF HOUSE BILLS.

H. B. No. 154 having been read three several times was passed by the following vote:

Ayes: Burnett, Camp, Carnal, Carroll, Christmas, Clay, Cutts, Day, Doggett, Durkan, Ezekiels, Fishbaugh, Fisher, Gleason, Graybeal, Holt, Hustead, Jahreiss, Jewell, Johnson, Kelly, Kiley, Kirschwing, Largey, Lemmon, McMahon, McNally, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Phillips, Prescott Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker and Word—44.

Noes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Conner, Cookingham, Cramer, Crull, Davidson, Drinkard, Ellingson, Harmon, Henley, Heinrich, Higgins, Jordan of Flathead, Kemmis, King, Kuphal, Lovelace, McClung, MacRae, Nye, Pope, Poulsson and Working—27.

Absent and not voting: Burns, Clark, Collins, Crippen, Davis, Eliel, Glenn, Gould, Hough, Huddleston, Jordan of Dawson, O'Neill, Rhoades, Sickler and Mr. Speaker—15.

Title agreed to.

H. B. No. 234 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burnett, Camp, Carnal, Carroll, Clay, Cookingham, Cramer, Crull, Davidson, Day, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn Graybeal, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, King, Kirschwing, Kuphal, Lemmon, McMahon, MacRae, Mains, Mayfield, Meadors, Murray, Norton, Nye, Phillips, Pope, Poulsson, Rowe, Spogen, Sullivan, Tighe, Walker, Word and Working—53.

Noes: Blair of Powell, Christmas, Conner, Doggett, Kemmis, Lovelace, McClung, and Prescott—8.

Absent and not voting: Blake, Burns, Clark, Collins, Crippen, Cutts, Davis, Eliel, Gould, Harmon, Henley, Higgins, Huddleston, Jordan of Dawson, Kiley, Largey, McNally, Murphy, O'Neill, Rhoades, Sickler, Smith, Stewart, Sweet and Mr. Speaker—25.

Title agreed to.

Mr. Speaker in the chair.

H. B. No. 280 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye,

Phillips, Prescott, Rhoades, Rowe, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—62.

Noes: Blair of Powell, Graybeal and Kemmis—3.

Absent and not voting: Blake, Burns, Clark, Collins, Cutts, Davis, Eliel, Glenn, Gould, Harmon, Huddleston, Kiley, King, Largey, McNally, O'Neill, Pope, Poulsson, Sickler, Smith and Sweet—21.

Title agreed to.

The following motion relative to the above H. B. No. 280 was adopted:

Mr. Speaker:

I move to add to Section 9 of H. B. No. 280, a paragraph to read as follows:

Non-resident's Fishing License. A license to fish in the waters of this State shall be issued to any citizen of the United States not a resident of the State of Montana upon the payment of a license fee of Two Dollars.

(Signed) ANNIN.

On motion of Carnal, the House took a recess at 11:50 A. M. until 2 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

THIRD READING OF HOUSE BILLS.

H. B. No. 196 having been read three several times was passed by the following vote:

Ayes: Annin, Camp, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Crippen, Crull, Davidson, Day, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gould, Graybeal, Harmon, Henley, Holt, Hough, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, McClung, Mains, Mayfield, Murphy, Murray, Nye, Phillips, Pope, Poulsson, Rhoades, Smith, Stewart, Walker, Word, Working and Mr. Speaker—48.

Noes: Blair of Ravalli, Blake, Brower, Carnal, Ezekiels, Gleason, Glenn, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Kiley, Lemmon, McMahon, Meadors, Norton, Prescott, Spogen and Sullivan—20.

Absent and not voting: Blair of Powell, Burnett, Burns, Clay, Cramer, Cutts, Davis, Doggett, Heinrich, Largey, Lovelace, MacNally, MacRae, O'Neill, Rowe, Sickler, Sweet and Tighe—18.

Title agreed to.

H. B. No. 300 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Crippen, Crull, Davidson, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal,

Largey, Lemmon, McClung, McMahon, McNally, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Smith, Spogen, Stewart, Sullivan, Walker, Word, Working and Mr. Speaker—66.

Noes: Murray—1.

Absent and not voting: Blair of Powell, Burnett, Burns, Clay, Cramer, Cutts, Davis, Doggett, Gould, Heinrich, Hough, Lovelace, MacRae, O'Neill, Rhoades, Rowe, Sickler, Sweet and Tighe—19.

Title agreed to.

Hr. B. No. 273 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Graybeal, Harmon, Henley, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kiley, King, Kuphal, Lemmon, McClung, Mains, Mayfield, Meadors, Murray, Norton, Nye, Pope, Poulsson, Prescott, Smith, Spogen, Stewart, Sullivan Walker and Working—55.

Noes: Clay, Day, Jordan of Dawson, Kemmis, Kirschwing, Largey, McMahon, Murphy, Phillips, Word and Mr. Speaker—11.

Absent and not voting—Blair of Powell, Burnett, Burns, Cutts, Davis, Doggett, Fisher, Gould, Heinrich, Holt, Hough, Lovelace, McNally, MacRae, O'Neill, Rhoades, Rowe, Sickler, Sweet and Tighe—20.

Title agreed to.

H. B. No. 270 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Crippen, Crull, Davidson, Day, Durkan, Eliel, Ellingson, Fishbaugh, Gleason, Glenn Graybeal, Harmon, Higgins, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, Mains, Meadors, Murphy, Murray, Norton, Nye, Pope, Poulsson, Smith, Stewart, Sullivan Walker, Working and Mr. Speaker—55.

Noes: Brower, Drinkard, Henley, Kemmis, Mayfield, Prescott and Spogen—7.

Absent and not voting: Blair of Powell, Burnett, Burns, Cramer, Cutts, Davis, Doggett, Ezekiels, Fisher, Gould, Heinrich, Holt, Hough, Huddleston, Lovelace, MacRae, O'Neill, Phillips, Rhoades, Rowe, Sickler, Sweet, Tighe and Word—24.

Title agreed to.

H. B. No. 239 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Crippen, Davidson, Day, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Harmon, Henley, Higgins, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley,

King, Kuphal, Largey, Lemmon, McClung, McMahon, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Smith, Spogen, Stewart, Sullivan, Walker, Working and Mr. Speaker—59.

Noes: Brower—1.

Absent and not voting: Blair of Powell, Blake, Burnett, Burns, Cramer, Crull, Cutts, Davis, Doggett, Ezekiels, Gould, Heinrich, Holt, Hough, Huddleston, Kirschwing, Lovelace, McNally, MacRae, O'Neill, Rhoades, Rowe, Sickler, Sweet, Tighe and Word—26.

Title agreed to.

H. B. No. 213 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett, Burns, Camp, Carnal, Christmas, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Working and Mr. Speaker—70.

Noes: Brower, Carroll, Clark, Heinrich, Jewell and Phillips—6.

Absent and not voting: Crull, Davis, Gould, Hough, Jordan of Dawson, Lovelace, Meadors, Rhoades, Sweet and Word—10.

Title agreed to.

H. B. No. 206 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Harmon, Henley, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murray, Norton, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—71.

Noes: Blair of Ravalli, Conner, Eliel, Heinrich, Nye and Rhoades—6.

Title agreed to.

H. B. No. 201 having been read three several times was lost by the following vote:

Ayes: Annin, Christmas, Collins, Cookingham, Cramer, Crippen, Davidson, Day, Drinkard, Jewell, Jordan of Flathead, Kemmis, Mayfield, Nye, Pope and Word—16.

Noes: Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carnal, Carroll, Clark, Clay, Conner, Crull, Cutts, Doggett, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Harmon,

Henley, Heinrich, Higgins, Hough, Huddleston, Hustead, Jahreiss, Johnson, Kelly, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, O'Neill, Phillips, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sweet, Tighe, Walker, Working and Mr. Speaker—62.

Absent and not voting: Burnett, Davis, Gould, Graybeal, Hoit, Jordan of Dawson, Largey and Rhoades—8.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 125, introduced by Crippen, "An Act to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66, Session Laws, 1909."

Also

H. B. No. 150, introduced by Brower, "An Act to amend Section 2820 and Section 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders counties."

Also

H. B. No. 78, introduced by Mayfield, "An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected."

Also

H. B. No. 169, introduced by Judiciary Committee, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907, relating to proceedings for the recovery of escheated property or the proceeds thereof and prescribing limitations of time within which such proceedings may be instituted."

Also

H. B. No. 181, introduced by Blake, "An Act to exempt honorably discharged sailors and soldiers of the War of the Rebellion and honorably discharged sailors and soldiers of the War with Spain, the Philippine Insurrection or the Boxer Uprising in China, from the payment of road tax and poll tax."

Also

H. B. No. 184, introduced by Appropriation Committee. "An Act appropriating money from the Fish and Game Fund for the payment of a certain deficiency claim incurred for expense in office of State Game Warden."

Also

H. B. No. 193, introduced by the Appropriation Committee. "An Act appropriating money for the payment of certain deficiency claims for expenses of Judges presiding at trials outside of their own districts, and also for the payment of certain deficiency claims for expenses incurred by District Judges on account of holding Court in counties other than the counties where they reside as provided by Chapter 91, Session Laws enacted by the Twelfth Legislative Assembly," beg leave to report that same have been delivered to the Governor for his

approval this 27th day at 10:40 A. M.

No objection being offered, Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following bills correctly printed: Nos. 100, 313, 354, 382 and 416.

McNally from the Committee on Appropriation reported as follows:

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 395, introduced by O'Neill, a bill for an Act to appropriate money for the purchase and distribution of a book entitled, "Dry Land Farming," and beg leave to report back to the House with the recommendation of the following amendment:

"Amend Section One (1) by striking out the word "free" after the word "and," in line four (4) of said Section, by adding to said Section the following sentence:

"The State Auditor is hereby authorized to draw his warrant for the said sum and the State Treasurer is directed to pay the same."

Amend Section Two (2) by striking out the entire section and substituting the following:

Section 2. The State Department of Agriculture and Publicity is hereby authorized and directed to purchase said books and distribute same through the Farmers' Institute, or otherwise, to those engaged in agricultural pursuits in the State of Montana, at actual cost of purchase and distribution. All moneys derived from the sale of said books shall be paid into the State Treasury to the credit of the General Fund."

And as amended further recommend that the bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriation reported as follows:

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 398, introduced by Blake, a bill for an Act entitled, "An Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Section 1841 and 1842 of the Revised Codes of Montana of 1907," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Also

McNally from the Committee on Appropriation reported as follows:

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 404, introduced by Lovelace, a bill for an Act entitled, "An Act to provide more convenient transportation for the members of the Board of Railroad Commissioners of the State of Montana, and to ap-

propriate money therefor," beg leave to report back to the House with the recommendation that this bill do pass.

Report adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred H. B. Nos. 271, 350 and 280, beg leave to report the same back to the House as correctly engrossed.

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education to whom was referred S. B. No. 105, beg leave to report as follows :

Having had under consideration S. B. No. 105, entitled, "An Act to provide that the State University at Missoula, the College of Agriculture and Mechanic Arts at Bozeman, the School of Mines at Butte, and the State Normal College at Dillon, and such department institutions as may hereafter be organized, shall constitute the University of Montana; providing for the control and supervision thereof by the State Board of Education; authorizing said State Board to employ a Chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several department institutions shall run from the University of Montana, and that the State Board of Education in the exercise of its discretion shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing the University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institutions; prescribing a seal for the University of Montana and its custody, and affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the Presidents of the several institutions composing the University of Montana, and repealing all Acts and parts of Acts in conflict with this Act," recommend same for concurrence.

Report adopted.

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred House Joint Resolution No. 6, introduced by Crull, a resolution recommending that the Congress of the United States intervene in Mexico, having had House Joint Resolution No. 6 under consideration, beg leave to report back to the House that owing to late dispatches from Washington, cause for intervention in Mexico seems to be diminishing and hereby recommend that action on the resolution be deferred for further consideration.

Report adopted.

Also

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred Senate Joint Memorial No. 4, introduced by Darroch, petition to Congress to enact such legislation as will be necessary for the establishment and the maintenance of an agricultural building for the display of agricultural products, having had under consideration Senate Joint Memorial No. 4, beg leave to report back to the House that the same be concurred in.

Report adopted.

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred H. B. No. 316, introduced by Nye, being a bill for an Act entitled, "An Act requiring all railroad companies engaged in the transportation of livestock to provide a sleeping coach for the accommodation of shippers when the train consists of five or more carloads of livestock," having had same under consideration, beg leave to report to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred H. B. No. 223, introduced by Huddleston, being a bill for an Act entitled, "An Act to prohibit trespassing upon the property of railroads within the State of Montana, and providing penalties therefor," having had same under consideration, beg leave to report back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation having had under consideration H. B. No. 259, introduced by Stewart, being a bill for an Act entitled, "An Act to further safeguard the lives of persons engaged in the railway service by requiring the use of storm windows on locomotives, making it an offense to operate such in such want of repair as that steam escaping from the same shall obscure the view of the engineer operating it, prohibiting the use of 'Flangers' attached to locomotives drawing trains of cars, and requiring engineers and firemen to be able to understand and speak the English language," do hereby recommend that Section 1 of said bill be amended by striking out the word "an" in line 5 of said Section 1, and inserting therein the words "a tight" and that the words "of not less than one inch" in lines 5 and 6 of said Section be stricken out. We further recommend that

Section 4 be amended by striking out in line 5 of said Section the words "car or cars," and substitute therefor the words "freight, passenger or mail train." We further recommend that Section 4 be amended by adding thereto the following words: "Provided, however, that nothing in this Section shall apply to any branch line railroad over which not to exceed three trains are run in each direction daily," and that said bill as amended do pass.

Report adopted.

MESSAGE FROM THE SENATE.

The following communication was received from the Senate:

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that that pursuant to the request of your Honorable Body that the Senate join with the House in the appointment of a Conference Committee for the consideration of House Bill No. 1 and Senate Bill No. 34, the President of the Senate today named the following as the Senate Conferees on said bills:

MINOR,
BYRNES,
EDWARDS.

Very respectfully,

G. G. WATT, Secretary.

REPORTS OF STANDING COMMITTEES.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

We, the minority of your Committee on Townships and Counties, to whom was referred H. B. No. 393, a bill for an Act entitled, "An Act to prohibit treating in saloons or places where spirituous or malt liquors and beverages of all kinds are sold and prescribing penalties for the violation thereof," having had same under consideration, beg leave to report the same back with the recommendation that it do pass.

Carroll moved the adoption of the report.

MAJORITY REPORT.

Cutts, Hough, Rowe, Durkan and Crippen from the Committee on Townships and Counties, reported as follows:

Mr. Speaker:

We, the majority of your Committee on Townships and Counties, to whom was referred H. B. No. 393, a bill for an Act entitled, "An Act to prohibit treating in saloons or places where spirituous or malt liquors and beverages of all kinds are sold and prescribing penalties for the violation thereof," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Cutts moved as a substitute that the Majority report be adopted. Substitute motion prevailed.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

We, your Committee on Townships and Counties, to whom was referred H. B. No. 412, a bill for an Act entitled, "An Act to prohibit the malicious injuring of property constituting natural scenery in the State of Montana," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

We, your Committee on Townships and Counties, to whom was referred S. B. No. 39, being a bill for an Act entitled, "An Act to amend Sections 2608, 2609, 2610, 2611, 3353 and 3355 of the Revised Codes, so as to require the performance of County Assessors of certain duties in relation to revenue heretofore performed by County Clerks," having had same under consideration, beg leave to report same back with the recommendation that it be concurred in.

Report adopted.

Johnson from the Committee on State Lands reported as follows:

Mr. Speaker:

Your Committee on State Lands, to whom was referred H. B. No. 385, a bill for an Act entitled, "An Act to amend Sections 64, 70 and 104 of Chapter 147, Session Laws of 1909, providing for the management and control of the lands owned or hereafter to be acquired by the State of Montana, including the sale of and rental thereof, and the management, protection and disposition of the timber growing thereon, and the coal, oil and minerals therein," having had same under due consideration, beg leave to report back to the House with the recommendation that it do pass.

Report adopted.

Also

Johnson from the Committee on State Lands reported as follows:

Mr. Speaker:

Your Committee on State Lands, to whom was referred H. B. No. 388, a bill for an Act entitled, "An Act to amend Section 87 of Chapter 147, Session Laws of 1909, providing for the investment of the permanent land grant fund," having had same under due consideration, beg leave to report that same be amended as follows:

Amend Section 1, in sub-division numbered "first," in line 49 of said Section 1, by striking out the word "five," following the words "rate of" and inserting in lieu thereof the word "six," and recommend that H. B. No. 388, as amended, do pass.

Report adopted.

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

Your Committee on State Boards and Officers to whom was referred S. B. No. 121, beg leave to report as follows:

Having had under consideration same, entitled, "An Act to amend Section 188 of the Revised Codes of Montana of 1907, relating to the quarterly report of the State Treasurer," report it back to the House with the recommendation that the same be concurred in.

Report adopted.

McClung from the Committee on Military Affairs reported as follows:

Mr. Speaker:

Your Committee on Military Affairs, to whom was referred S. B. No. 122, introduced by Whiteside, being a bill for an Act entitled, "An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code, Revised Codes of 1907, designating who shall be eligible for admission into the State Home for Soldiers, Sailors and Marines," having had same under consideration, beg leave to report back to the House with the recommendation that the bill be amended as follows:

By inserting the words "or navy" after the word "army" in line 4, of Section 1, and that said bill as amended be concurred in.

Report adopted.

No objection being offered, Mr. Speaker reverted back to the Fifth Order of Business.

INTRODUCTION OF BILLS.

By Appropriation Committee: H. B. No. 418. An Act to amend Section 314 of the Revised Codes of Montana of 1907, relating to the reporting of decisions of Justices of the Supreme Court.

READING OF HOUSE BILLS.

H. B. No. 418, read first and second times by title only and referred to the Committee on Judiciary.

On motion of Mayfield, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Mayfield in the chair.

House resumed.

Mr. Speaker in the chair.

Mayfield from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 357, a bill for an Act entitled, "An Act providing for the placing, erection, use and maintenance of electric poles and appliances for the safeguarding of the public and providing for a warning card system for the protection of linemen, employees, electricians, or persons working in and about central stations and in overhead and underground work of electrical plants and appliances, telephone and telegraph plants and appliances; and providing for the protection of wires and regulating and placing, erecting, use and maintenance of electric poles, wires,

cables and appliances of high voltage circuits, defining a dangerous electric voltage, and prescribing penalties for the violation thereof," having had same under consideration, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 72, a bill for an Act entitled, "An Act to promote the safety of employees and passengers by prescribing the number of men that shall constitute a train crew: and providing a penalty for the violation of this Act," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Seciton 2 by striking out in line 19, after the word "service," all of lines 19, 20 and 21.

Also

Having had under consideration H. B. No. 136, a bill for an Act entitled, "An Act to amend Sections 6837 and 6839 of the Revised Codes of Montana of 1907, relating to the redemption of real estate sold on execution," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 170, a bill for an Act entitled, "An Act to amend Sections 2756 of the Revised Codes of Montana of 1907, relating to the disposition of moneys for licenses," report same back to the House with the recommendation that the enacting clause be stricken out.

Also

Having had under consideration H. B. No. 283, a bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907, relating to legal fences," report same back to the House with the recommendation that the following amendment be carried and report progress and ask leave to sit again;

Amend Sub-division 1 of Section 1 by adding after the word "posts" in line 10, the following: "provided that all corral fences used exclusively for the purpose of enclosing stacks which are situated outside of any lawful enclosure shall not be less than sixteen feet from such stack so enclosed, and shall be substantially built with posts not more than eight feet distant from each other and not less than five strands of well stretched bard wire, and shall not be less than five nor more than six feet high; provided further, that any kind of fence equally as effectual for the purpose of a corral fence may be made in lieu thereof."

Report of the Committee of the Whole adopted.

Day moved that the House do now resolve itself into a Committee of the Whole for the consideration of General Orders.

Durkan moved as a substitute that we recess until 7:00 P. M.

Substitute motion lost.

Cutts moved an amendment that the House resolve itself into a Committee of the Whole for the consideration of General Orders and that debate on any one subject be limited to thirty minutes and in-

dividual debate five minutes.

Amendment prevailed.

GENERAL ORDERS.

Lovelace in the chair.

House resumed.

Lovelace from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 283, having had same under consideration, report same back to the House with the recommendation that same do pass as amended.

Also

Having had under consideration H. B. No. 175, a bill for an Act entitled, "An Act establishing and definitely defining the boundary lines of Gallatin county, Montana, and to amend Section 2801 of the Revised Codes of Montana of the year of 1907, relating thereto; and to make the boundaries of Broadwater county conform to the boundaries of Gallatin county as established by this Act," report same back to the House with the recommendation that same do pass with the following amendments:

Amend the title of H. B. No. 175 by inserting in line 5, between the words "boundaries" and "of," the words "of Madison county."

Amend said title by inserting in said line 5 of said title, between the words "County" and "conform," the following words: "of Meagher county and of Park county."

Strike out all of Section 2 of said H. B. No. 175, and insert in lieu thereof the following:

Section 2. That the boundaries of Madison county, of Broadwater county, of Meagher county and of Park county are hereby altered so as to conform to the boundaries of Gallatin county as established by this Act in so far as Gallatin county constitutes a part of the boundaries of Madison county, of Broadwater county and of Park county.

Also

Having had under consideration H. B. No. 295, a bill for an Act entitled, "An Act to legalize sales of real property belonging to counties, by Board of County Commissioners," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 322, a bill for an Act entitled, "An Act to amend Sections 6659 and 6657 of the Revised Codes of Montana of 1907, and to provide for pro-rating of all attachments levied within ten days, and for notice of attachment by posting," report same back to the House with the recommendation that same do pass with the following amendment:

Amend Section 1, line 22, by inserting after the word "House" the words "or at the front door of the building wherein said Court is held."

Also

Having had under consideration H. B. No. 267, a bill for an Act entitled, "An Act regulating the salaries of patrolmen and other mem-

bers of the Police Department in cities of the first class of a population of twenty-five thousand (25,000) or over of the State of Montana," report same back to the House with the recommendation that same do pass.

Report of the Committee of the Whole adopted.

Day moved to adjourn until tomorrow at 9:30 A. M.

Pope moved as a substitute to recess until 8:00 P. M.

Substitute motion lost, and the House adjourned at 5:45 P. M.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifty-Fourth Day

Friday, February 28th, 1913.

House met pursuant to adjournment at 9:30 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-third day and find same to be correct.

Report adopted.

Hustead from the Committee on Rules, Joint Rules and Order of Business reported as follows:

Mr. Speaker:

We, your Committee on Rules, Joint Rules and Order of Business, to whom was referred the query of the Speaker as to the proper time for the reading of Senate reports, beg leave to report and recommend that the same be read under Order of Business No. 1.

Report adopted.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber,

Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills having been read three several times, were today passed, title agreed to and are transmitted herewith for your concurrence:

S. B. No. 156. A bill for an Act entitled, "An Act to amend Chapter 146 of the Eleventh Assembly of the State of Montana, passed and approved March 18th, 1909, entitled, "An Act to provide for the creation, organization, government and extension of irrigation districts, to prescribe the rights, powers and duties thereof; to provide for

the acquisition, either by construction, purchase or otherwise, and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts, and to provide for the payment therefor, and for the expense of such districts; and to provide and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal with certain reservations, the provisions of Sections 2309 to 2402 both inclusive, of Title X., Part III. of the Revised Codes of Montana of 1907, by amending Section 38 thereof, relating to 'Limitation on debt incurring power,' and by inserting in Chapter 146 Sections to be numbered 56a, 56b, 56c, 56d, 56e and 56f, relating to and providing for the sales of lands for unpaid taxes and assessments, and providing for the issuance of certificates for delinquent taxes and assessments when the lands sold are struck off to any county of this State, and for the redemption of such certificates."

S. B. No. 145. A bill for an Act entitled, "An Act to create the County of Wheatland, designate its boundaries and provide for its organization and government, and change the boundaries of Meagher, Sweet Grass, Musselshell and Fergus counties to conform thereto."

S. B. No. 77 (Re-written to conform to amendments, by Counties, Towns and Municipal Corporations Committee).. A bill for an Act to create the county of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson county to conform thereto."

S. B. No. 168. A bill for an Act entitled, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for their compensation, and providing the manner in which the same shall be paid."

twenty-five per cent of the revenue derived from the National Forests to be used in the construction of public highways.

Also

That H. B. No. 117, and Substitute for H. B. No. 124, having been read three several times, were today concurred in, title agreed to, and are returned herewith.

Respectfully,

G. G. WATT, Secretary.

Enclosing:

S. B. No. 156.

S. B. No. 145.

S. B. No. 77.

S. B. No. 168.

S. J. M. No. 5.

H. B. No. 117.

Sub. H. B. No. 124.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 66, today reported, recommending that said bill be not concurred in. That the report was adopted, and bill is returned herewith.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 110, today reported, recommending that said bill be not concurred in. That the report was adopted, and bill is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Enclosing:

H. B. No. 66.

H. B. No. 110.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the Committee on Irrigation and Water Rights, to whom was referred H. B. No. 138, today reported, recommending that same be not concurred in. That the report was adopted, and bill is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Enclosing:

H. B. No. 138.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

Pursuant to the request of your Honorable Body, I return herewith H. B. No. 123, with Senate amendments properly placed thereon.

Respectfully,

G. G. WATT, Secretary.

Enclosing:

H. B. No. 123.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced, read first and second times and referred:

S. B. No. 175, by Committee on Finance and Claims. A bill for an Act entitled, "An Act to appropriate money to cover deficiency in an appropriation made by H. B. No. 401, an Act approved March 13, 1911, Session Laws of 1911, for the purchase of land for State Fair."

To Committee on Finance and Claims.

S. B. No. 176, by Byrnes: A bill for an Act entitled, "An Act to amend Sections 87 and 88 of Chapter 147, Session Laws of 1909, providing for the management and investment of the permanent land grant fund realized from the sale of State lands and the products thereof."

To Committee on Public Lands.

S. B. No. 177, by Byrnes. A bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in bonds of Carey Land Act irrigation projects organized under Montana laws, in addition to other securities, in which said companies are now authorized to invest their funds, and to permit the State Board of Land Commissioners to invest money derived from the sale of State lands and belonging to the permanent State Land Grant Funds in bonds of any irrigation district organized under the laws of the State of Montana, and in bonds of any Carey Land Act project organized under Montana laws."

To Committee on Insurance.

Very respectfully,

G. G. WATT, Secretary

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

House met pursuant to adjournment at 10:00 A. M.

I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Joint Resolution No. 4, relative to aid from the Government of the United States for industrial education, and establishment of a National University and Department of Education, today reported, recommending that said resolution do pass. That the report was adopted, and said resolution referred to the Printing Committee.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred H. B. No. 3, today reported, recommending that said bill be referred to the Committee on Finance and Claims, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred H. B. No. 309, being Substitute for House Bills numbered 285 and 203, being a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property, to raise revenue for the support of the State Educational Institutions," today reported, recommending that same be concurred in, with the following amendments:

Amend the title by striking out the words "an increase in," and insert in lieu thereof the word "fixing."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. Nos. 145, 156, 158, 168, 77 and Senate Joint Memorial No. 5 were today reported correctly engrossed.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a minority of the Committee on Public Morals, to whom was referred S. B. No. 149, being a bill for an Act entitled, "An Act to amend Sections 1587, 1591 and 1593 relating to the practice of medicine," today reported, recommending that said bill do pass, without amendment. That the report was adopted and bill referred to the Printing Committee.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred H. B. No. 326, Substitute for H. B. No. 262, being a bill for an Act entitled, "An Act to regulate common carriers, and to provide for certain rules and regulations looking to the safety and convenience of the

traveling public, and shippers upon railroad or railway trains; to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the lines of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise), the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or unloading tracks, and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana certain powers in relation to all the foregoing. Giving the District Court the power to enforce the rulings of the commission; giving both parties the right of trial by jury and appeals, and providing a penalty for the violation of this Act," today reported, recommending that said bill be concurred in, with the following amendments :

In the title, strike out the words "to require the construction of industrial or commercial spurs to industries."

To strike out Section 2, and number Section 3 number Two, Section 4 number Three, Section 5 number Four, Section 6 number Five, Section 7 number Six, Section 8 number Seven, Section 9 number Eight, Section 10 number Nine.

Amend Section 8 of the original bill by striking out the words "two hundred and," and strike out the figure "2."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Public Buildings, to whom was referred H. B. No. 160, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Public Buildings, to whom was referred H. B. No. 159, today reported, recommending that same be concurred in. And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, to whom was referred Senate Joint Memorial No. 7, today reported, recommending that same do pass, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 149, being a bill for an Act entitled, "An Act to amend Sections 1587, 1591 and 1593 of the Revised Codes of the State of Montana, regulating the practice of medicine in the State of Montana, the examination of medicine in the State of Montana, the examination of applicants and subjects upon which applicants may be examined, practice of medicine without a certificate, and providing penalties therefor, and providing compensation of the members of the Board of Medical Examiners," was today re-referred to Committee on Counties, Towns and Municipal Corporations.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr Speaker:

I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, has informed the Senate under date of February 27th, that he has approved and deposited with the Secretary of State S. B. No. 20, being a bill for an Act entitled, "An Act to provide for a maximum rate of interest on loans of money, providing a penalty for violations thereof, and to amend Sections 5212, Revised Codes of Montana of 1907."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following measures were today favorably reported by the Committee of the Whole, and that the report was adopted:

H. B. No. 84, a bill for an Act entitled, "An Act to provide an executive residence for the Governor of Montana, to provide for the furnishing and maintenance of the same, and to appropriate money for all said purposes."

S. B. No. 154, a bill for an Act entitled, "An Act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay freight over-charges and claims for loss or damage to property."

S. B. No. 167, a bill for an Act entitled, "An Act to appropriate money for the payment of the claims of Charles Munckton for the care and keep of Lee Rhine, a ward of the State."

S. B. No. 169, a bill for an Act entitled, "An Act providing that no license shall be required for moving picture shows in places having

a population not exceeding one thousand five hundred."

Senate Joint Memorial No. 5, a petition to Congress to set aside twenty-five per cent of the revenues derived from the National Forests to be used in the construction of public highways.

Also

That H. B. No. 31, being a bill for an Act entitled, "An Act regulating and limiting the hours of employment for female employees, and governing the conditions under which female employees shall work in certain instances, and providing penalties for violation thereof," was reported with the recommendation that it be concurred in with the following amendments:

Amend Section 1 by adding at the end thereof the following: "And provided, further, that females may work more than nine hours in any one day if additional compensation is paid for such work in excess of nine hours."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the following Senate Joint Memorial having been read three several times, was passed, title agreed to and is herewith transmitted for your concurrence:

Senate Joint Memorial No. 6, by MacKenzie: A Senate Joint Memorial entitled, "A Memorial praying the Congress of the United States to increase the area of land to be devoted to the establishment of Fort Assiniboine of an agricultural, manual training or other educational or public institution by the State of Montana, from one section to two thousand acres."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 27th, 1913.

Mr. Speaker:

Pursuant to the request of your Honorable Body I am directed by the Senate to return herewith S. B. No. 10, for additional history.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 84, introduced by Spogen, being a bill for an Act entitled, "An Act to provide an executive residence for the Governor of Montana; to provide for the furnishing and maintenance of the same, and

to appropriate money for all of said purposes," having been read three several times, and amended, was today concurred in, as amended, title agreed to, and is returned herewith for concurrence in Senate amendments as follows:

Amend Section 2, lines 7 and 8, by striking out the words and figures "Twenty Thousand Dollars (\$20,000.00)," and inserting in lieu thereof the words and figures "Thirty Thousand Dollars (\$30,000.00)."

Respectfully,

G. G. WATT, Secretary.

Enclosing:

H. B. No. 84.

Senate Chamber,

Helena, Montana.

February 28th, 1913.

Mr. Speaker.

I am directed by the Senate to inform your Honorable Body that H. B. No. 31, introduced by McNally, being a bill for an Act entitled, "An Act regulating and limiting the hours of employment for female employees, and governing the conditions under which female employees shall work, in certain industries, and providing penalties for violation thereof," having been read three several times, and amended, title agreed to, and is returned herewith for concurrence in Senate amendments as follows:

Amend Section 1 by adding at the end thereof the following: "And provided, further, that females may work more than nine hours in any one day if additional compensation is paid for such work in excess of nine hours."

Respectfully,

G. G. WATT, Secretary.

INTRODUCTION OF BILLS.

The following bill was introduced and placed on file:

By Committee on Appropriations: H. B. No. 419. An Act appropriating money for the payment of the deficiency claim of Link & Haire for architects' fees in connection with the construction of the gymnasium building at the State School of Mines.

READING OF HOUSE BILLS.

H. B. No. 419, read first and second times at length and referred to Committee on Appropriations.

REPORTS OF STANDING COMMITTEES.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred House Bill No. 36, beg leave to report same back to the House as correctly engrossed.

Spogen from the Committee on Improvements and Manufacturing reported as follows:

Mr. Speaker:

We, your Committee on Improvements and Manufacturing, to whom was referred House Bill No. 95, introduced by Smith, being a

bill for an Act entitled, "An Act defining and regulating the carrying for sale, endeavoring to sell or sale of cotton duck or canvas, awning, paulings, wagon covers, tents, grain and hay covers, stable or tent tops and requiring the same to be properly marked as to weight, size and use of fillers or other preparations," having had same under consideration, beg leave to report back to the House with the recommendation that same be indefinitely postponed.

Report adopted.

MOTIONS AND RESOLUTIONS.

House Concurrent Resolution No. 2, introduced by Lovelace; Concurrent Resolution relating to the compensation of certain employes of the Legislative Assembly.

WHEREAS, the House of Representatives, by resolution adopted, undertook to increase the salary and compensation of certain employes of the Legislative Assembly, and

WHEREAS, certain of said employes did receive said additional compensation from the beginning of this Session, and

WHEREAS, the State Auditor has compelled said Legislative employes to refund to the State of Montana said additional compensation, holding that the payment of same was in violatoin of the provisions of Chapter 45 of the Session Laws of 1909, and

WHEREAS, by the provisions of Senate Bill No. 142, approved by the Governor on the 27th day of February, 1913, said Chapter 45 of the Session Laws of 1909, was amended so as to fix the salaries of the employes of the Legislative Assembly, now, therefore,

BE IT RESOLVED, by the House of Representatives, the Senate concurring, that the Auditor of the State of Montana be, and he is hereby authorized and directed to issue warrants chargeable against the appropriation for the payment of the compensation of the employes of the Thirteenth Legislative Assembly, in favor of the employes of this Legislative Assembly, based upon the salary and compensation authorized and allowed in Senate Bill No. 142, from and including the first day of the Session of the Thirteenth Legislative Assembly, and the State Treasurer is hereby directed to pay the same, and

BE IT FURTHER RESOLVED, that the State Auditor and the State Treasurer be, and they are hereby relieved from any liability which might accrue to them by making the payments herein directed.

On motion of Lovelace, the Resolutoin was adopted.

READING OF SENATE BILLS.

S. B. No. 99, read first and second times by title only and referred to Committee on Apportionment and Representation.

S. B. No. 109, read first and second times by title only and referred to Committee on Fish and Game.

S. B. No. 141, read first and second times by title only and referred to Committee on Improvements and Manufacturing.

S. B. No. 143, read first and second times by title only and referred to Committee on State Institutions, Public Buildings and Grounds.

S. B. No. 162, read first and second times by title only and referred to Committee on State Boards and Officers.

S. B. No. 163, read first and second times by title only and referred to Committee on State Boards and Officers.

S. B. No. 164, read first and second times by title only and referred to Committee on Townships and Counties.

S. B. No. 165, read first and second times by title only and referred to Committee on Judiciary.

S. B. No. 166, read first and second times by title only and referred to Committee on Judiciary.

S. J. M. No. 6, read first and second times by title only and referred to Committee on Federal Relations.

S. J. M. No. 5, read first and second times by title only and referred to Committee on Federal Relations.

S. B. No. 168, read first and second times by title only and referred to Committee on Fish and Game.

S. B. No. 77, read first and second times by title only and referred to Committee on New Counties and Divisions.

S. B. No. 145, read first and second times by title only and referred to Committee on New Counties and Divisions.

S. B. No. 156, read first and second times by title only and referred to Committee on Irrigation and Water Rights.

MOTIONS AND RESOLUTIONS.

Lovelace requested and moved that, in full compliance with the motion made by Mr. Day and carried, said motion being as follows: "that the consideration of the reports of the Committee on New Counties be postponed until all of the measures provided for in the Resolution of Representative Cutts adopted February 7th, have passed through the general order of the House and that they remain there subject to be called up as a Special Order at the request of any member," the majority report on Senate Bills Nos. 47 and 48 be adopted and the bills be referred to Steering Committee.

Holt moved as a substitute for all pending motions that any action on new county bills be deferred until such time as all platform measures have passed both houses and the same have been transmitted to the Governor for approval.

Substitute motion was lost by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Burns, Christmas, Collins, Cookingham, Cramer, Drinkard, Durkan, Ellingson, Gould, Graybeal, Henley, Holt, Jewell, Kelly, King, McClung, MacRae, Meadors, Nye, O'Neill, Phillips, Pope, Sickler and Tighe—28.

Noes—Brower, Camp, Carnal, Carroll, Clark, Clay, Conner, Crippen, Crull, Cutts, Day, Doggett, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Harmon, Heinrich, Higgins, Hough, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McNally, Mains, Mayfield, Norton Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—50.

Paired—Davidson and Davis—2.

Absent and not voting—Blake, Eliel, Huddleston, McMahon, Murphy and Murray—6.

Motion of Lovelace adopted.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 101, introduced by Prescott, An Act to amend sub-section 7 of Section 6825 of the Revised Codes of Montana of 1907, relating to the exemption of earnings for personal services of judgment debtors, who are heads of families, beg leave to report that House Bill No. 101, has been correctly enrolled.

Mr. Speaker at this time announced that he was about to sign S. B. No. 91, a bill for an Act to fix, define and determine the boundaries of Lincoln County, Montana.

Also

Sub. S. B. No. 50, a bill for an Act entitled, "An Act relating to grain elevators, grain warehouses and grain inspection in the State of Montana and elsewhere; fixing fees to be collected as incidental to the main purpose of the bill as aforesaid and appropriating money to carry forward said main purpose, to-wit: the creation of a grain Inspection Department in the State."

Also

S. B. No. 89, a bill for an Act entitled, "An Act to amend Section 5815 of the Revised Codes of Montana, 1907, relating to Liens for services of stallions, and providing a penalty for the violation of this Act."

Also

S. B. No. 78, a bill for an Act entitled, "An Act to improve conditions affecting the health of certain workmen engaged in operating street railway cars or trolley cars; and providing for the heating of street car or trolley car vestibules during certain seasons."

Also

S. B. No. 61, a bill for an Act entitled, "An Act providing a summary method for procuring the right to erect a grain warehouse or grain elevator on Railroad Rights of Way."

Also

H. B. No. 101, "An Act to amend Sub-Section 7 of Section 6825 of the Revised Codes of Montana, of 1907, relating to the exemption of earnings for personal services of judgment debtors, who are heads of families," and signed same in the presence of the House.

No objection being offered, Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Sickler from the Committee on Live Stock and Public Ranges reported as follows:

Mr. Speaker:

Your Committee on Live Stock and Public Ranges to whom was referred Senate Bill No. 101, introduced by Selway, entitled, "An Act to amend Section 1840 of the Revised Codes of 1907, relating to the

quarantine of domestic animals and Texas cattle; and providing that before declaring a quarantine the Veterinary shall exhibit to the owner or person in charge a specimen of the parasite, under microscope, or otherwise, for his inspection, and providing further means of redress by owner of quarantine animals," after having had same under consideration, beg leave to report same back to the House with the recommendation that it be concurred in with the following amendments:

Amendment to Section 1 of Section 1840, of Senate Bill No. 101.

By inserting after the word "premises" in line 4 of Section 1840, the following: "Provided, however, that before quarantine can be ordered against animals, the owner of said animals can be if so desired, immediately obtain the opinion of some licensed veterinary other than the inspector, making said inspection and if, however, the two are of a different opinion in regard to condition of said stock, then the State Veterinarian shall be called to the locality where the case exists to give a decision, which decision shall be final, and if said stock are found to be infected, it shall be the duty of the State Veterinarian to order same dipped on or before the expiration of sixty days."

Amendment to Section 1 of Section 1840 of Senate Bill No. 101.

By inserting after the word "State" in line 5 of Section 1840 the following words: "and the State Veterinarian has ordered the locality quarantined, he,"

Report adopted.

Also

Sickler from the Committee on Live Stock and Public Ranges reported as follows:

Mr. Speaker:

We, your Committee on Live Stock and Public Ranges to whom was referred Senate Bill No. 107, introduced by Selway, entitled, "An Act to amend Section 1872 of the Revised Codes of Montana of 1907, relating to dipping sheep temporarily in this state," after having had same under consideration, beg leave to report same back to the House with the recommendation that it be concurred in.

Report adopted.

Also

Sickler from the Committee on Live Stock and Public Ranges reported as follows:

Mr. Speaker:

We, your Committee on Live Stock and Public Ranges to whom was referred Senate Bill No. 102, introduced by Selway, entitled, "An Act to amend Section 1906 of the Revised Codes of 1907, relating to Bounty Inspectors abolishing the office of Bounty Inspector and providing in lieu thereof that the Sheriff and his deputies shall act as Bounty Inspectors at the County Seat," after having had same under consideration, beg leave to report same back to the House with the recommendation that it be concurred in.

Report adopted.

MESSAGES FROM THE GOVERNOR.

The follownig communication was received from the Govrenor:

EXECUTIVE OFFICE,
Helena, Montana.

February 28, 1913.

The Speaker of the House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State the following House measures:

H. B. No. 78—An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain a license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected.

H. B. No. 86: An Act to amend Setcion 4062 of the Revised Codes of State of Montana, 1907, as amended by laws of Montana, 1909, relating to the manner in which insurance companies, associations, or partnerships may transact business in the State of Montana.

H. B. No. 113: An Act providing for the appointment of a commission to participate in the celebration of the fiftieth anniversary of the Battle of Gettysburg, and appropriating the sum of two thousand dollars to defray the expense thereof.

H. B. No. 125: An Act to amend Section 7891 of the Revised Codes of Montana of 1907, relating to witnesses, as amended by Chapter 66, Session laws 1909.

H. B. No. 150: An Act to amend Section 2820 and Section 2821 of the Revised Codes of Montana of 1907, altering the boundary lines of Flathead, Missoula and Sanders counties.

H. B. No. 184: An Act appropriating money from the Fish and Game Fund for the payment of a certain deficiency claim incurred in office of State Game Warden.

H. B. No. 193: An Act appropriating money for the payment of certain deficiency claims for expenses of Judges presiding at trials outside their own districts, and also for the payment of certain deficiency claims for expenses incurred by District Judges on account of holding court in counties other than the counties where they reside, as approved by Chapter 91, Session Laws enacted by the Twelfth Legislative Assembly.

S. V. STEWART, Governor.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment to whom was referred House Bills Nos. 322, 295, 283, and 267, beg leave to report the same back to the House as correctly engrossed.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House bills as correctly printed: Nos. 253, 288, 294, 303, 335, 375, 399, 400, 403, 405 and 408.

King presented an affidavit.

Lovelace moved that the affidavit be laid on the table.

Motion to table prevailed.

Jewell moved that the House Bills which were on the board for Third Reading be considered as read.

Motion prevailed.

THIRD READING OF HOUSE BILLS.

H. B. No. 271, having been read three several times was passed by the following vote:

Ayes—Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough Huddleston, Hustead, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Norton, Nye, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Mr. Speaker—71.

Noes—None.

Absent and not voting—Annin, Crull, Cutts, Davis, Doggett, Eliel, Ezekiels, Jahreiss, Largey, Murphy, Murray, O'Neill, Phillips, Rhoades, and Working—15.

Title amended and agreed to.

H. B. No. 350, having been read three several times was passed by the following vote:

Ayes—Blair of Ravalli, Blake, Burnett, Burns, Camp, Carnal, Christmas, Clark, Clay Cookingham, Cramer, Crippen, Davidson, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Goud, Graybeal, Henley, Heinrich, Holt, Hough, Huddleston, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McNally, MacRae, Mains, Mayfield, Norton, Phillips, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word Working and Mr. Speaker—63.

Noes—Blair of Powell, Conner, Doggett, Harmon, Higgins, Meadors and Nye—7.

Absent and not voting—Annin, Bröwer, Carroll, Collins, Crull, Cutts, Davis, Eliel, Ezekiels, Hustead, Jahreiss, McMahon, Murphy, Murray, O'Neill and Rhoades—16.

Title agreed to.

H. B. No. 36 having been read three several times was passed by the following vote:

Ayes—Blair of Ravalli, Blair of Powell, Burnett, Burns, Carroll, Christmas, Collins, Conner, Cookingham, Crippen, Crull, Davidson, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Henley, Holt, Hough Hustead, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Largey, Lovelace, McClung, Mains, Mayfield, Murray, O'Neill, Phillips, Pope, Poulsson, Rowe,

Spogen, Sullivan, Tighe and Word—17.

Noes—Blake, Camp, Carnal, Clark, Clay, Cramer, Cutts, Doggett, Gleason, Graybeal, Heinrich, Huddleston, Kuphal, Lemmon, McMahon, McNally, MacRae, Meadors, Norton, Nye, Prescott, Sickler, Smith, Sweet, Walker, Working and Mr. Speaker—28.

Paired—Annin and Jahreiss—2.

Absent and not voting—Brower, Davis, Eliel, Ezekiels, Harmon, Kiley, Murphy, Rhoades and Stewart—9.

Title agreed to.

Senate Amendments to H. B. No. 123, were not concurred in by the following vote:

Ayes—Burns, Camp, Carnal, Carroll, Collins, Cookingham, Crippen, Ezekiels, Glenn, Holt, Kirschwing, Largey, Lemmon, McMahon, MacRae, Murray, Norton, Phillips, Smith, Stewart, Sullivan, Tighe and Walker—23.

Noes—Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Christmas, Clark, Conner, Cramer, Davidson, Doggett, Durkan, Ellingson, Fisher, Gleason, Gould, Henley, Heinrich, Higgins, Hough, Huddleston, Hustead, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kuphal, Lovelace, McClung, McNally, Mains, Mayfield, Meadors, Nye, O'Neill, Pope, Poulsson, Prescott, Rowe, Sickler, Sweet, Working and Mr. Speaker—44.

Paired—Annin and Jahreiss—2.

Absent and not voting—Clay, Crull, Cutts, Davis, Day, Drinkard, Eliel, Fishbaugh, Graybeal, Harmon, Johnson, Jordan of Dawson, Kiley, Murphy, Rhoades, Spogen and Word—17.

Stewart moved that a Conference Committee be appointed on Senate Amendments to House Bill No. 123.

Motion prevailed and Mr. Speaker appointed the following committee, consisting of Stewart, Pope and Conner.

On motion of Lovelace, the House took a recess at 12:00 noon until 2:00 P. M.

AFTERNOON SESSION.

House reassembled at 2:00 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

THIRD READING OF HOUSE BILLS.

H. B. No. 322 having been read three several times was passed by the following vote:

Ayes—Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clay, Collins, Conner, Cookingham, Cramer, Cutts, Davidson, Drinkard, Durkan, Eliel, Ellingson, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Murray, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Spogen, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—58.

Noes—None.

Paired—Annin and Jahreiss—2.

Absent and not voting—Blake, Carnal, Clark, Crippen, Crull, Davis, Day, Doggett, Ezekiels, Fishbaugh, Gould, Harmon, Higgins, Huddleston, King, McNally, Mayfield, Meadors, Murphy, Norton, O'Neill, Sickler, Smith, Stewart and Walker—26.

Title agreed to.

H. B. No. 295 having been read three several times was passed by the following vote:

Ayes—Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Drinkard, Durkan, Eliel, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Tighe, Walker, Word and Mr. Speaker—68.

Noes—None.

Paired—Annin and Jahreiss—2.

Absent and not voting—Blake, Burns, Davis, Doggett, Ezekiels, Fishbaugh, Harmon, Higgins, Huddleston, Jordan of Dawson, Mayfield, Meadors, Murphy, Norton, Stewart and Working—16.

Title agreed to.

H. B. No. 283 having been read three several times was passed by the following vote:

Ayes—Brower, Camp, Carnal, Clark, Clay, Collins, Cookingham, Crippen, Crull, Cutts, Day, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Harmon, Henley, Higgins, Hough, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, McMahon, Mains, Mayfield, Meadors, Nye, Phillips, Pope, Poulsson, Rhoades, Rowe, Smith, Sweet, Word, Working and Mr. Speaker—47.

Noes—Blair of Ravalli, Blair of Powell, Burnett, Burns, Carroll, Conner, Cramer, Davidson, Doggett, Durkan, Gould, Graybeal, Heinrich, Holt, Hustead, Kuphal, Lemmon, Lovelace, McClung, MacRae, Murray, Norton, O'Neill, Prescott, Sickler, Spogen, Stewart, Sullivan and Tighe—29.

Paired—Annin and Jahreiss—2.

Absent and not voting—Blake, Christmas, Davis, Huddleston, Largey, McNally, Murphy and Walker—8.

Title agreed to.

H. B. No. 267 having been read three several times was passed by the following vote:

Ayes—Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Crippen, Crull, Cutts, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Holt, Hough, Huddleston, Hustead, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Lemmon, McMahon, McNally, MacRae,

Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan Sweet Tighe, Word, Working and Mr. Speaker—66.

Noes—Blair of Ravalli, Blair of Powell, Burns, Cramer, Davidson, Durkan, Graybeal, King, Lovelace, McClung and Pope—11.

Paired—Annin and Jahreiss—2.

Absent and not voting—Blake, Davis, Harmon, Higgins, Largey, Phillips and Walker—7.

Title agreed to.

Senate amendments to H. B. No. 84 were concurred in by the following vote:

Ayes—Blair of Ravalli, Blake, Burnett, Burns, Camp, Carnal, Christmas, Clay, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Durkan, Eliel, Ezekiels Fisher, Gleason, Glenn, Gould, Heinrich, Holt, Hough, Huddleston, Hustead, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Wiley, Kirschwing, Kuphal, Largey, Lemmor, Lovelace, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, O'Neill, Phillips, Pope, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Word and Working—62.

Noes—Blair of Powell, Brower, Carroll, Clark, Collins, Conner, Crull, Ellingson, Fishbaugh, Graybeal, Henley, King, McClung, Nye, Poulsson and Mr. Speaker—16.

Paired—Annin and Jahreiss—2.

Absent and not voting—Cookingham, Davis, Drinkard, Harmon, Higgins and Walker—6.

Senate Amendments to H. B. No. 31, were not concurred in by the following vote:

Ayes—None.

Noes—Blair of Powell, Blake, Brower, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Holt, Huddleston, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meodars, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe Walker, Word, Working and Mr. Speaker—74.

Paired—Annin and Jahreiss—2.

Absent and not voting—Blair of Ravalli, Burnett, Davis, Graybeal, Harmon, Higgins, Hough, Hustead, Phillips and Rhoades—10.

On motion of McNally, Mr. Speaker appointed the following Conference Committee on Senate Amendments to H. B. No. 31:

McNally, Crull and Kelly.

REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

We, your Committee to whom was referred House Bill No. 419, introduced by Committee on Appropriations, a bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claim of Link and Haire for architects' fees in connection with the construction of the gymnasium building at the State School of Mines," beg leave to report back to the House with the recommendation that the same do pass.

Report adopted.

Kuphal from the Committee on Enrollment reported as follows:

Your Committee on Enrollment to whom was referred House Bill No. 117, introduced by Brower, "An Act for registration of names for farms and ranches within this State and providing for the payment of fees therefor," beg leave to report that House Bill No. 117, has been correctly enrolled.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bills Nos. 72, 357, 247, 175 and 136, beg leave to report the same back to the House as correctly engrossed.

Mr. Speaker at this time announced that he was about to sign H. B. No. 117, "An Act providing for registration of names for farms and ranches within this State and providing for the payment of fees therefor," and signed same in the presence of the House.

On motion of Eliel, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS,

Higgins in in the chair.

House resumed.

Mr. Speaker in the chair.

Higgins from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 247, a bill for an Act entitled, "An Act to amend Section 7 of Chapter 112 of the Session Laws of 1911, relating to the adjustment of liabilities and assets between old and new counties," having had same under consideration, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 332, a bill for an Act entitled, "An Act to amend Sections 1, 2, 3 and 4 of Chapter 112, of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, "An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties, and other counties, and providing penalties for the violation thereof," report same back to the House with the recommendation that same do pass with the

following amendments:

Amend Section 1 by striking out in line 8, the word "eighteen" and inserting in lieu thereof the word "ten."

Amend Section 1, by inserting after the word "liabilities" in line 21, the following words: "of the county or counties from which such territory shall be taken."

Amend Section 1, by inserting after the word "taken" in line 22, the following words: "to be determined as hereinafter provided."

Amend Section 2 by striking out in line 148, the words "sixty-five" and inserting in lieu thereof the word, "fifty."

Also

Having had under consideration H. B. No. 230, a bill for an Act entitled, "An Act to create and establish a standard size apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes; and providing a penalty for the violation of this Act," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 231, a bill for an Act entitled, "An Act requiring all persons selling nursery stock, fruit trees, plants, vines, scions or cuttings, within the State of Montana, as the agent of any nursery not holding a Montana license, to obtain a license therefor," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 245, a bill for an Act entitled, "An Act to prohibit the importation into this state of diseased tubers, plants, nursery stock, fruit, and seeds and providing the penalty for violation of the provisions of this Act," report same back to the House with the recommendation that same do pass with the following amendments:

By striking out in the title after the words "An Act" to "Act" inclusive, and insert the words, "An Act to provide for the prevention of the Introduction and spread of insect pests and diseases of Horticultural and agricultural plants; and providing penalties for violations of the provisions of this Act."

Also

In line 3 after the word "scab" strike out the word "or" and insert a comma, and after the word "eelworm" insert the words "pea weevil, alfalfa weevil, alfalfa blight, flax canker, or flax wilt," and after the word "disease" insert the words "or insect pest."

Also

In line 4, after the word "horticulture," insert the words "or the agricultural."

Also

In line 5, after the word "stock" insert the words "or agricultural plants or crops."

Also

In line 7, after the word "seeds" insert the words "or agricultural

crops, plants or seeds likely to introduce or spread infection, contagion or insect pests."

Also

In lines 7 and 8 strike out the words "of the kind diseased."

Also

In line 9, after the word "horticulture" insert the words "the commissioner of Agriculture or the State Entomologist."

Also

Between Section 1 and 2 insert the following to be known as Section 2:

"Section 2. Whenever the Governor of this State has good reason to believe that any pest, gypsy moth, brown tail moth, potato wart, potato canker, black scab, potato eelworm, pea weevil, alfalfa weevil, alfalfa blight, flax canker or flax wilt or other plant disease or insect pest dangerous or inimical to the agricultural industry exists within any county or locality within the State it shall be his duty to prescribe and enforce such rules and regulations as may be necessary to circumscribe, eradicate or control such pest or disease."

Also

In line 10, after the word "section" strike out the figure "2" and insert the figure "3."

Also

In line 11, after the word "fruit" strike out the word "or" and insert a comma and after the word "seeds" insert the words "or agricultural crops, plants or seeds."

Also

In line 17, after the word "fruits" strike out the word "or" and insert a comma and after the word "seeds" insert the words "or agricultural crops, plants or seeds."

Also

In line 18, after the word "Section" strike out the figure "3" and insert the figure "4."

Also

In line 19, after the word "section" strike out the figure "4" and insert the figure "5."

Also

Having had under consideration H. B. No. 297, a bill for an Act entitled, "An Act authorizing the Board of Railroad Commissioners of the State of Montana to order the installation of track scales at all stations which are within incorporated cities and towns," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 60, a bill for an Act entitled, "An Act to regulate the practice of veterinary medicine and surgery in the State of Montana; and to establish the Board of Examiners in veterinary medicine and surgery; and to define offenses committed contrary to the provisions of this Act; and providing penalties for the violation thereof," report same back to the House with the recommendation that same do pass.

Also

Having Had under consideration, H. B. No. 358, a bill for an act entitled, "An Act to extend the powers and prescribe additional duties for the Board of Railroad Commission of the State of Montana; to cause said Board to prosecute proceedings before the Interstate Commerce Commission; to prevent any member of said Board of Railroad Commission from pursuing any other vocation while in office; to provide for the removal of any member from said office; and to prevent railroads and express companies from discriminating for or against any person or locality in this State," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 302, a bill for an Act entitled, "An Act regulating the slaughter of cattle and providing for a record of all marks and brands of cattle slaughtered, providing for the inspection of the hides thereof, repealing Section 8859 of the Revised Codes of Montana of 1907, and providing a penalty for the violation of this Act," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 177, a bill for an Act to amend Section 3240 of the Revised Codes of Montana of 1907, relating to the salaries of Mayor and Aldermen, report same back to the House with the recommendation that same do pass, with the following amendments:

Amend Section 2 by striking out in line 17, the words and figures "Section 2" and inserting in lieu thereof the words and figures "Section 3."

Amend by inserting the following:

"Section 2. All Acts and parts of Acts in conflict herewith are hereby repealed."

Also

Having had under consideration H. B. No. 199, a bill for an Act entitled, "An Act to prohibit the manufacture, making, sale, exchange, barter, disposition of, giving away, or keeping for sale any cigarettes, cigarette papers, wrappers, or any papers or wrappers prepared for the purpose of being filled with tobacco for smoking, and rescribng penalties therefor," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 240, a bill for an Act entitled, "An Act authorizing and regulating the sale of game and game birds, and providing a penalty for the violation of this Act," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 360, a bill for an Act entitled, "An Act appropriating money to purchase additional land for the State Orphans' Home at Twin Bridges, Montana," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration Sub. S. B. No. 73, a bill for an Act entitled, "An Act to encourage dairying in the State of Montana, and to provide compensation to the owners of dairy cattle, slaughtered or otherwise disposed of under the laws of this State, because of infection with tuberculosis," report same back to the House with the recommendation that same be re-referred to the Steering Committee.

Also

Having had under consideration S. B. No. 127, a bill for an Act entitled, "An Act to amend Sections 7671 and 7673 of the Revised Codes of the State of Montana, relating to the distribution of estates of deceased persons," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 115, a bill for an Act entitled, "An Act to permit common carriers to carry free or at reduced rates persons and property in certain cases," report same back to the House with the recommendation that same be concurred in with the following amendment:

Amend Section 1, by inserting in line 25, after the word "Fair" the words, "Officers and Inspectors of the Livestock and Sheep Commission Boards."

Also

Having had under consideration S. B. No. 116, a bill for an Act entitled, "An Act to provide for payment for coal confiscated by Railway companies, when consigned to others," report same back to the House with the recommendation that same be not concurred in.

Report of the Committee of the Whole adopted.

The following Resolution was introduced:

House Concurrent Resolution No. 3.

WHEREAS, it appears from a comparison of the enrolled copy deposited with the Governor and the original bill on file in this House, of House Bill No. 169, being a bill introduced by the Judiciary Committee relating to proceedings for the recovery of escheated property, that a clerical error has been committed in the enrolling of the bill so that the enrolled bill on file with the Governor is not a true and correct copy of said bill as the same passed the House and Senate;

THEREFORE BE IT RESOLVED by the House of Representatives, the Senate concurring, that His Excellency, the Governor, be requested to return to this House of Representatives said enrolled bill No. 169 for correction.

On motion of Day the Resolution was adopted.

On motion of Crull the House adjourned at 5:20 P. M. until 10:00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifty-Fifth Day

Saturady, March 1, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-fourth day and find same to be correct.

Report adopted.

COMMUNICATIONS FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber,

Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today reported favorably from the Committee of the Whole Senate:

House Bill No. 160: A bill for an Act entitled, "An Act to create the Depoartment of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officials thereof."

House Bill No. 159: A bill for an Act entitled, "An Act cerating the Department of Labor and Industry, providing for the appointment, duties and powers of the officials thereof and fixing their salaries."

House Bill No. 326: A bill for an Act entitled, "An Act to regulate common carriers, and to provide for certain rules and regulations looking to the safety and convenience of the traveling public and shippers upon railroad or railway trains; to compel the installation of suitable platforms and station houses and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise), the line or lines of another railroad or railway; to require the construction of Industrial or commercial spurs to industries, to provide for the apportionment of joint freight rates; to compel the construction or extension of public loading or unloading tracks, and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana certain powers in relation to all the foregoing, giving the District Court the power to enforce the rulings of the Commission; giving both parties the right of trial by jury and appeals, and providing a penalty for the violation of this Act."

Also

That the following bills were reported favorably after having been amended by the Committee of the Whole Senate:

House Bill No. 308: A bill for an Act entitled, "An Act to require railroads to maintain more than one crossing where highways or streets intersect said railroads in unincorporated cities, villages and towns of more than Three Hundred (300) inhabitants and to provide crossings over public highways in certain instances in the country districts; and to compel the Board of Railroad Commissioners of the State of Montana to see that provisions of this Act are enforced and to punish Railroads for any violation of this Act."

Senate Bill No. 158: An Act to prevent procreation by idiots, feeble minded and insane persons and others."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were read first and second times and referred to the Standing Committees of the Senate:

House Bill No. 154, by Kiley: To Committee on Counties, Towns and Municipal Corporations.

House Bill No. 234, by Committee on Judiciary: To Committee on Judiciary.

House Bill No. 300, by Ezekiels: To Committee on Corporations other than Municipal.

House Bill No. 273, by Sweet: To Committee on Libraries.

House Bill No. 196, by Durkan: To Committee on Counties, Towns and Municipal Corporations.

House Bill No. 270, by Stewart: To Committee on Counties, Towns and Municipal Corporations.

House Bill No. 239, by O'Neill: To Committee on Judiciary.

House Bill No. 213, by Carnal: To Committee on Finance and Claims.

House Bill No. 206, by Spogen: To Committee on Mines and Mining.

House Concurrent Resolution No. 2: To Committee on Counties, Towns and Municipal Corporations.

House Bill No. 280, by the Committee on Fish and Game: To Committee on Fish and Game.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

the Committee on Agriculture and Manufactures, to whom was referred House Bill No. 119, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Railroads and Transportation, to whom was referred House Bill No. 278, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 317, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 204, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 216, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 290, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 218, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 255, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 53, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 211, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 214, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 215, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was re-

ferred House Bill No. 254, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 257, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 210, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 259, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 258, today reported, recommending that same be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred Senate Bill No. 175, being a bill for an Act entitled, "An Act to appropriate money to cover deficiency in an appropriation made by House Bill No. 401, an Act approved March 13, 1911, Session Laws of 1911, for the purchase of lands for the State Fair," today reported, recommending that same do pass. That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Insurance, to whom was referred Senate Bill No. 172, being a bill for an Act entitled, "An Act establishing a Hail Insurance Department, and making the State Auditor the Commissioner of Hail Insurance; prescribing rules, regulations and duties of officers and persons connected therewith; prescribing how premiums, expense and indemnity for losses by hail shall be paid," today reported, recommending that the bill be indefinitely postponed, and that the report was adopted.

Also

That the Committee on Dairies and Dairying, to whom was referred

Senate Bill No. 124, being a bill for an Act entitled, "An Act creating a Dairy Commission and providing for its powers and duty in the advancement of the Dairy interests of the State, fixing the standard of milk, cheese and butter and prescribing penalties," today reported, recommending that the bill be indefinitely postponed, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced by unanimous consent, without previous notice, read first and second times and referred:

Senate Bill No. 178, by Dearborn: An Act authorizing the appointment of a Chief Clerk to the State Auditor and Commissioner of Insurance Ex-Officio, and providing the salary therefor. To Committee on Education.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 50, 61, 78, 89 and 91 were today reported correctly enrolled.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate today signed in open Session Senate Bills Nos. 50, 61, 78, 89 and 91.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that at the hour of 11:10 A. M. this day, they had transmitted to his Excellency, the Governor, the Enrolled copies of Senate Bills Nos. 50, 61, 78, 89 and 91.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that his Excellency, the Governor, today informed the Senate that he had signed Senate Bill No. 142, "An Act to amend Section 79 of the Revised Codes of Montana of 1907, as amended by Chapter 45, Laws of the Eleventh Session of the Legislative Assembly of the State of Montana, relating to the compensation of certain officers and employes of the Legislative Assembly.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Dairies and Dairying, to whom was referred Substitute for House Bill No. 74, being a bill for an Act entitled, "An Act creating the office of a State Dairy Commissioner of the State of Montana, fixing the salary and making an appropriation for the carrying out of the provisions of this Act, and defining the duties thereof; providing for deputies, prescribing the duties of said Dairy Commissioner, and his deputies; defining dairy products, and imitation of dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream, condensed milk and cheese, providing for the inspection of creameries, cheese, condensed milk and ice cream factories, dairies and utensils; providing penalties for the violation of this Act, and repealing all Acts in conflict herewith," today reported, recommending that said bill be concurred in, with the following amendments:

Amend Section 4 by striking out on line 14 of the printed bill, after the word "building" the words "must be furnished with a good substantial floor of either concrete brick or planks, and," and on line 116, strike out the words "of window glass," and insert in lieu thereof the word "opening."

Amend Section 11, by striking out on line 212 of the printed bill, after the word "the," the words "Director of the Montana Agricultural Experiment Station," and inserting in lieu thereof, the words, "State Dairy Commissioner," and strike out on line 214 the word "Director" and inserting in lieu thereof the word "Commissioner," and on line 216 after the word "used" strike out the word "to" and insert in lieu thereof the words "in connection with," and on line 218 after the word "the," strike out the words "Montana State Agricultural College," and marked Montana Agricultural College. A fee sufficient to cover the cost of handling and calibrating shall be charged," and inserting in lieu thereof the words "The State Dairy Commissioner or his Deputies as often as the Commissioner may prescribe such testing, or calibra-

ing to be done on the premises where such glass ware is used."

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred House Bill No. 180, being a bill for an Act entitled, "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures, providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly," today reported, recommending that same be concurred in, with the following amendments:

That Section 12 be amended by inserting therein, after the words "Section 12" the following: "From and after the first day of January, 1914,"

That Section 12 be amended by inserting after the word "merchandise" in line 274, of said Act, the following:

"Provided that the provisions of this Section shall not apply in any manner to commodities or articles of merchandise, except milk and cream, offered for sale in packages or containers where the price charged per package or container does not exceed the sum of ten cents."

That Section 11 be amended by striking out all of said Section except subdivisions (f), (g) and (k) and by redesignation of the said subdivisions as subdivisions (a), (b) and (c) of said Section 11.

That Section 32 be amended by striking out all of the said section and inserting in lieu thereof the following:

Section 32. This act shall be in full force and effect from and after its passage and approval.

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred House Bill No. 308, being Substitute for House Bill No. 77, being a bill for an Act entitled, "An Act to require railroads to maintain more than one crossing where highways or streets intersect said railroads in unincorporated cities, villages and towns of more than three hun-

dred (300) inhabitants, and to provide crossings over public highways in certain instances in the country districts; and to compel the Board of Railroad Commissioners of the State of Montana to see that provisions of this Act are enforced, and to punish railroads for any violation of this Act," today reported, recommending that said bill be concurred in, with the following amendments:

That Section 3 of said bill be amended by striking out the words and figures "One hundred Dollars (\$100.00)," and insert in lieu thereof the words and figures, "Twenty-five dollars, (\$25.00)."

Amend Section 3 of said bill by striking out the words and figures, "Three hundred Dollars, (\$300.00)," and insert in lieu thereof the words and figures, "One Hundred Dollars, (\$100.00)."

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 154, 167, and 169 were today reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 153, 159, 139, 173, 174 and 171 were today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred House Bill No. 129, being a bill for an Act entitled, "An Act to provide for the establishment and maintenance of a general uniform and thorough system of public free schools; providing who shall be students therein, and prescribing the rights, duties and obligations of students, and rules for their control and government; to provide for the organization of, and to prescribe the powers and duties of the State Board of Education; to provide for the election and selection of a State Superintendent of Public Instruction, County Superintendents, and City Superintendents of Schools, and to prescribe their powers and duties; to provide for the creation of school districts, and

for the election, terms and duties of school officers therein; to provide for the appointment and selection of teachers and prescribe their powers and duties; to provide for teachers' examinations and the granting of certificates to teach in the public schools; to provide for County Institutes and Summer Schools for teachers; to provide for school libraries and a uniform system of text books for the public schools and prescribing the methods of selecting the same; to provide for the organization and maintenance of county and district high schools; to provide a system of taxation and revenue for the support and maintenance of all public schools and prescribing the several purposes for which and the manner in which the same shall be expended; to provide penalties for the violation of school laws, and to codify all laws with reference to public schools in the State of Montana, and to repeal Sections 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030, 1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041, 1042, 1043 and 1044 of the Revised Codes of the State of Montana, and Chapters 11, 22, 27, 28, 31, 32, 35, 73, 98 of the Laws of 1909; and Chapters 16, 24, 40, 41, 42, 71, 82, 102 and 131 of the Laws of 1911, today reported, recommending that same be concurred in with the following amendments:

Amend Chapter 1, Section 101 of page 3 by striking out the following: That portion of line 3 of Section 101 after the word "board;" all of lines 4 and 5 and that portion of line of said section to and including the word "board" on said line.

Amend said bill by striking out the word "such" at the end of the next to the last line on page 8 thereof; by inserting after the word "graduate" on the last line of page 8 of said bill the words "of the three-year course."

Amend page 8 of said bill by striking out the letter "a" on line 20, and by also striking out that portion of line 20 from and including the word "examination;" all of line 21, all of line 22, all of line 23, all of line 24, and that portion of line 25 to and including the word "education;" and by inserting in lieu thereof the following: "examina-

tions and tests under such supervision and upon such additional subjects as may be prescribed by the State Board of Education."

Amend said bill by inserting after the word "diploma" on line 3 of page 9 thereof the following: "And every graduate of the four-year course shall, on furnishing to the State Board of Education satisfactory evidence of having successfully taught in the public schools of the State eighteen months, to be entitled to have said diploma as a life diploma."

Amend page 9 on line 22 by inserting after the word "institutions" the following: "maintaining the same standards as the University of Montana and the State Normal School."

Amend page 12 by inserting after the word "state" on line 10 the following: "and recognized by the State Board of Education;" by striking out the word "reputable" on said line 10 and inserting after the word "school" on line 11 of said page the following; "recognized by the State Board of Education as of equal rank with the University of Montana or the State Normal School."

Amend page 14 of the printed bill by inserting after the word "prepared" on line 21 the following: "with the co-operation and approval of such educators as may be named by the State Board of Education;" and amend said bill by inserting after the word "prescribe" on line 25 of page 14 the words; "with the approval of the State Board of Education;" and by inserting after the word "prepare" on line 27 of page 14 the following: "with the approval of the State Board of Education."

Amend page 15 of said bill on line 10 by inserting after the word "shall" of said line the following: "with the approval of the State Board of Education."

Amend said bill by striking out in lines 20 and 21 of page 50 the following: "provided that the reading of the Bible without comment in the public schools shall not be prohibited."

Amend said bill by striking out on page 56 on line 2 the words: "three years" and inserting in lieu thereof the words: "one year, and shall be referred to the State Board of Education for further approval."

Amend said bill by inserting on page 62, after the word "branches" in line 15 thereof the following: "or such additional branches as may hereafter be prescribed by the State Board of Education."

Amend said bill by inserting after the word "management" on line 26 of page 62 the following: "or such other branches as may be prescribed by the State Board of Education."

Amend said bill by striking out the word "three" on the last line of page 63 thereof and inserting the word "one" in lieu thereof; and also amend said bill by inserting after the word "diploma" on line 6 of page 64 the following: and provided that such special certificates shall be referred to the State Board of Education for further approval."

Amend said bill by inserting after the word "school" on the last line of page 66 the following: "recognized by the State Board of Edu-

cation."

Amend said bill by inserting after the word "recommend" on page 67 in line 19 thereof the following: "upon the approval of the State Board of Education."

Amend said bill by inserting after the word "State" in line 6 of page 87 the following: "or in state educational institutions."

Amend said bill by inserting after the word "thereafter" in line 23 of page 108 the following: "But the Board of Trustees of any school district issuing bonds may, by resolution, direct that said bonds and the interest thereon shall be payable in any city in the United States, and then such bonds and coupons shall be made payable at such bank in said city as shall be designated by the County Treasurer at the time of issue; and all bonds and coupons so paid must be returned to the County Treasurer, and by him cancelled and exhibited to the County Commissioners at their first meeting thereafter."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times, were today passed, title agreed to, and are transmitted herewith for your concurrence:

S. B. No. 154, by Byrnes: A bill for an Act entitled, "An Act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay freight over-charges and claims for loss or damage to property."

S. B. No. 167, by Whiteside: A bill for an Act entitled, "An Act to appropriate money for the payment of the claim of Charles Munckton for the care and keep of Lee Rhine, a ward of the State."

S. B. No. 169, by Taylor: A bill for an Act entitled, "An Act providing that no license shall be required for moving picture shows in places having a population not exceeding one thousand five hundred."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

February 28th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 327, today reported, recommending that the bill be not concurred in. That the report was adopted, and bill is returned herewith.

Also

That the Committee on Railroads and Transportation, to whom

was referred H. B. No. 307, today reported, recommending that same be not concurred in. That the report was adopted and bill is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Enclosing:

H. B. No. 327.

H. B. No. 307.

REPORTS OF STANDING COMMITTEES.

The following was received from the Steering Committee:

To the Chief Clerk of the House of Representatives:

Place on General Orders the following bills :

S. B. Nos. 120, 133, 100, 151, 79, 41, 160, 58, 129; Senate Joint Resolution No. 3.

H. B. Nos. 195, 323, 403, 416, 405, 400, 320, 163, 310, 62, 45, 71, 382, 311, 296, 264, 263, 222 372, 192, 98, 227, 202, 116, 243, 272, 107, 139, 232, 238 and 375.

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred Senate Joint Memorial No. 6, beg leave to report that this Committee recommends that the Senate Joint Memorial No. 6, introduced by MacKenzie, February 21st, 1913, being a Senate Joint Memorial entitled, "A Memorial praying the Congress of the United States to increase the area of land to be donated to the establishment at Fort Assiniboine of an agricultural, manual training or other educational or public institution by the State of Montana, from one section to two thousand acres," be favorably referred to the House for concurrence.

Report adopted.

Also

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations, to whom was referred Senate Joint Memorial No. 5, beg leave to report that this committee recommend that the Senate Joint Memorial No. 5, introduced by Abbott February 17th, 1913, being a "Petition to Congress to set aside twenty-five per cent of the revenues derived from the National Forests to be used in the construction of public highways," be favorably recommended to the House for concurrence.

Report adopted.

Lemmon from the Committee on Privileges and Elections reported as follows:

Mr. Speaker:

Your Committee on Privileges and Elections to whom was referred H. B. No. 345, introduced by Cutts, a bill for an Act entitled, "An Act to amend Section 545 of the Revised Codes of Montana of 1907, relating to the form of ballot," having had same under con-

sideration, beg leave to report back to the House with the recommendation that it do pass.

Report adopted.

Spogen from the Committee on Improvements and Manufacturing reported as follows:

Mr. Speaker:

Your Committee on Improvements and Manufacturing, to whom was referred S. B. No. 141, beg leave to report that having had under consideration same, being "An Act regulating traction engines or machinery propelled or operated by gas, oil, or any product of oil; prescribing the method of estimating the power or capacity thereof; requiring the same to be marked or labelled; forbidding false representations as to the capacity of power; requiring inspection by boiler inspector when requested; fixing the fees thereof and prescribing penalties," recommend that the same be concurred in.

Report adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment to whom was referred H. B. Nos. 231 and 297, finding the same without erasure, amendment or interlineation, report the same back to the House as correctly engrossed.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred Substitute for H. B. No. 124, introduced by the Committee on Sanitary Affairs, "An Act to establish a Board of Examiners for Nurses; providing that the Governor may issue a license or certificate of registration to persons engaged in the profession of nursing the sick and fixing penalties for any violation of this Act," beg leave to report that Substitute for House Bill No. 124 has been correctly enrolled.

On motion of Drinkard, the House reverted back to the Sixth Order of Business.

MOTIONS AND RESOLUTIONS.

The following resolution was introduced by Drinkard:

HOUSE RESOLUTION.

WHEREAS, A few days since the House passed a motion instructing the appropriation Committee to draw up a bill providing for an increase of salaries of certain House employees, including the Reading Clerk, and

WHEREAS, Since the passing of said motion, the House has passed a Senate Bill providing for an increase of salaries of all officers named in said motion, exceptin, said Reading Clerk, and

WHEREAS, Said Reading Clerk's salary is not provided by Statute,

BE IT RESOLVED, That the State Auditor is hereby instructed by the House to pay said Reading Clerk of the House \$8.00 per diem for his services, beginning with the first day of the session of the Thirteenth Legislative Assembly.

On motion of Drinkard, the resolution was adopted.
Speaker pro tem in the chair.

READING OF SENATE BILLS.

S. B. No. 154, read first and second times by title only and referred to Committee on Railroads and Transportation.

S. B. No. 167, read first and second times by title only and referred to Committee on Appropriations.

S. B. No. 169, read first and second times by title only and referred to Committee on Affairs of Cities.

On motion of Jewell, all bills on the board for third reading were considered as read.

THIRD READING OF SENATE BILLS.

S. B. No. 127, having been read three several times, was concurred in by the following vote :

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Christmas, Clark, Clay, Cookingham, Cramer, Crippen, Davis, Day, Durkan, Ellingson, Fisher, Gleason, Gould, Harmon, Henley, Heinrich, Hough, Huddleston, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McMahon, McNally, MacRae, Meadors, Murphy, Murray, Norton, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet and Tighe—54.

Noes—None.

Paired: Annin and Jahreiss—2.

Absent and not voting: Blake, Carnal, Carroll, Collins, Conner, Crull, Cutts, Davidson, Doggett, Drinkard, Eliel, Ezekiels, Fishbaugh, Glenn, Graybeal, Higgins, Holt, Hustead, Jewell, Johnson, Jordan of Flathead, Largey, Lovelace, Mains, Mayfield, Nye, Walker, Word, Working and Mr. Speaker—30.

Title agreed to.

S.B. No. 115 having been read three several times was concurred in by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Davis, Day, Doggett, Durkan, Ellingson, Fisher, Gleason, Glenn, Gould, Harmon, Heinrich, Hough, Huddleston, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, McRae, Mains, Meadors, Murphy, Norton, O'Neill, Phillips, Pope, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan and Tighe—56.

Noes: Henley and Higgins—2.

Paired: Annin and Jahreiss—2.

Absent and not voting: Blake, Clark, Collins, Crull, Cutts, Davidson, Drinkard, Eliel, Ezekiels, Fishbaugh, Graybeal, Holt, Hustead, Jewell, Johnson, Kemmis, Largey, Mayfield, Murray, Nye, Poulsson, Sweet, Walker, Word, Working and Mr. Speaker—26.

Title agreed to.

THIRD READING OF HOUSE BILLS.

H. B. No. 72 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clay, Conner, Cookingham, Crippen, Crull, Doggett, Durkan, Fisher, Gleason, Graybeal, Henley, Higgins, Holt, Huddleston, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Lovelace, McClung, McMahon, McNally, MacRae, Murphy, Murray, Norton, O'Neill, Phillips, Pope, Pouisson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, and Tighe—52.

Noes: Christmas, Clark, Cramer, Day, Eliel, Ellingson, Gould, Harmon, Heinrich, Hough, Lemmon, Mains and Rhoades—13.

Paired: Annin and Jahreiss—2.

Absent and not voting: Collins, Cutts, Davidson, Davis, Drinkard, Ezekiels, Fishbaugh, Glenn, Hustead, Johnson, Kemmis, Largey, Mayfield, Meadors, Nye, Walker, Word, Working and Mr. Speaker—19.

Title agreed to.

Mr. Speaker in the chair.

H. B. No. 136 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Hough, Hustead, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kuphal, Largey, Lovelace, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Pouisson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Working and Mr. Speaker—67.

Noes: Huddleston—1.

Paired: Annin and Jahreiss—2.

Absent and not voting: Blake, Collins, Cutts, Davidson, Fishbaugh, Harmon, Higgins, Jewell, Kirschwing, Lemmon, McNally, Norton, Phillips, Pope, Walker and Word—16.

Title agreed to.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. Nos. 177, 230, 199 and 360, beg leave to report the same back to the House as correctly engrossed.

H. B. No. 175 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Huddleston, Hustead, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Love-

Jace, McClung, McMahon, MacRae, Mains, Meadors, Murphy, Murray, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Working and Mr. Speaker—67.

Noes—None.

Paired: Annin and Jahreiss—2.

Absent and not voting: Brower, Eliel, Ezekiels, Fishbaugh, Harmon, Higgins, Hough, Johnson, Jordan of Flathead, Lemmon, McNally, Mayfield, Norton, Phillips, Prescott, Walker and Word—17.

Title agreed to.

Mr. Speaker at this time announced that he was about to sign Sub. H. B. No. 124, a bill for an Act entitled, "An Act to establish a Board of Examiners for Nurses; providing that the Governor may issue a license or certificate of registration to persons engaged in the profession of nursing the sick and fixing penalties for any violation of this Act," and signed same in the presence of the House.

THIRD READING OF HOUSE BILLS.

H. B. No. 357 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Burns, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe Walker, Working and Mr. Speaker—74.

Noes—None.

Paired: Annin and Jahreiss—2.

Absent and not voting: Brower, Burnett, Clay, Doggett, Fishbaugh, Harmon, Hough, Jordan of Flathead, Mayfield and Word—10.

Title agreed to.

H. B. No. 247 having been read three several times was passed by the following vote:

Ayes: Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fisher, Gleason, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Working and Mr. Speaker—69.

Noes—None.

Paired: Annin and Jahreiss—2.

Absent and not voting: Blair of Ravalli, Clay, Cutts, Ezekiels,

Fishbaugh, Harmon, Hough, Kelly, Lovelace, McMahon, McNally, Mayfield, Sweet, Walker and Word—15.

Title agreed to.

H. B. No. 231 having been read three several times was passed by the following vote:

Ayes: Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jewell, Johnson, Jordan of Flathead, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Tighe and Working—69.

Noes—None.

Paired: Annin and Jahreiss—2.

Absent and not voting: Blair of Ravalli, Clay, Collins, Fishbaugh, Harmon, Huddleston, Jordan of Dawson, Kelly, Kuphal, McMahon, McNally, Stewart, Walker, Word and Mr. Speaker—15.

Title agreed to.

H. B. No. 297 having been read three several times was passed by the following vote:

Ayes: Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Working and Mr. Speaker—73.

Noes—None.

Paired: Annin and Jahreiss—2.

Absent and not voting: Blair of Ravalli, Blake, Clay, Collins, Ezekiels, Fishbough, Harmon, Kiley, Phillips, Walker and Word—11.

Title agreed to.

H. B. No. 177 having been read three several times was passed by the following vote:

Ayes: Blair of Powell, Blake, Burns, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Working

and Mr. Speaker—72.

Noes—None.

Paired: Annin and Jahreiss.

Absent and not voting: Blair of Ravalli, Brower, Burnett, Clay, Fishbaugh, Harmon, Jordan of Flathead, Kiley, Rhoades, Sickler, Walker and Word—12.

Title agreed to.

H. B. No. 199 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich Holt, Hough, Hustead, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Kuphal, Lovelace, McClung, MacRae, Mains, Mayfield, Meadors, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Sullivan, Tighe, Working and Mr. Speaker—61.

Noes: Blake, Carroll, Cutts, Ezekiels, Higgins, Huddleston, Jewell, Kiley, Largey, Lemmon, McMahon, Murphy, Murray, Stewart, Sweet and Walker—16.

Paired: Annin and Jahreiss—2.

Absent and not voting: Carnal, Clay, Fishbaugh, McNally, Phillips, Rhoades and Word—7.

Title agreed to.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred H. B. Nos. 240, 245, 302 and 358, beg leave to report the same back to the House as correctly engrossed.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 291, 351, 362, 365, 373, 379, 385, 388, 394, 397, 409, 410, 413 and House Joint Memorial No. 8.

On motion of Norton the House took a recess at 12:30 P. M. until 2:30 P. M.

AFTERNOON SESSION.

House reassembled at 2:30 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

THIRD READING OF HOUSE BILLS.

H. B. No. 230 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Carnal, Carroll, Christmas, Clay, Collins, Conner, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley,

Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Johnson, Jordan of Flathead, Kelly Kemmis, Kiley, King, Kirschwing Kuphal Lemmon, Lovelace, McClung, MacRae, Mains, Meadors, Murray, Norton, Nye, O'Neill, Phillips, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen Stewart, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—69.

Noes—None.

Paired: Annin, Blake, Jahreiss and Jewell—4.

Absent and not voting: Burnett, Clark, Cookingham, Cutts, Day, Jordan of Dawson, Largey, McMahon, McNally, Mayfield, Murphy, Pope and Sullivan—13.

Title agreed to.

H. B. No. 360 having been read three several times, was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Sweet, Tighe, Word, Working and Mr. Speaker—70.

Noes—None.

Paired: Annin, Blake, Jahreiss and Jewell—4.

Absent and not voting: Clark, Cutts, Day, Jordan of Dawson, Largey, McMahon, McNally, Mayfield, Rhoades, Stewart, Sullivan and Walker—12.

Title agreed to.

H. B. No. 240 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Carnal, Carroll, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Johnson, Jordan of Flathead, Kelly, Kemmis Kiley, King, Kirschwing, Kuphal, Largey, Lemmon, McClung, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler Smith, Spogen, Stewart, Sweet, Tighe, Word, Working and Mr. Speaker—69.

Title agreed to.

Paired: Annin, Blake, Jahreiss and Jewell—4.

Absent and not voting: Camp, Collins, Cutts, Day, Ezekiels, Harmon, Jordan of Dawson, Lovelace, McMahon, McNally, Mayfield, Sullivan and Walker—13.

Title agreed to.

H. B. No. 245 having been read three several times was passed by

the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Johnson, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sweet, Tighe, Word, Working and Mr. Speaker—73.

Noes—None.

Paired: Annin, Blake, Jaureiss and Jewell—4.

Absent and not voting: Cutts, Day, Ezekiels, Harmon, Jordan of Dawson, Kiley, Mayfield, Sullivan and Walker—9.

Title agreed to.

H. B. No. 302 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Johnson, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sweet, Tighe, Word, Working and Mr. Speaker—72.

Noes—None.

Paired: Annin, Blair, Jahreiss and Jewell—4.

Absent and not voting: Collins, Cutts, Day, Ezekiels, Harmon, Jordan of Dawson, Kiley, Mayfield, Sullivan and Walker—10.

Title agreed to.

H. B. No. 358 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Kuphal, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sweet, Tighe, Word, Working and Mr. Speaker—68.

Noes: Blair of Powell, Lemmon and Mains—3.

Paired: Annin, Blake, Jahreiss and Jewell—4.

Absent and not voting: Clay, Collins, Cutts, Day, Ezekiels, Harmon, Hustead, Jordan of Dawson, Mayfield, Sullivan and Walker—11.

Title agreed to.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred H. B. No. 332, beg leave to report same back to the House as correctly engrossed.

H. B. No. 332 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carroll, Christmas, Clark, Conner, Cockingham, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Eliel, Ellingson, Fishbaugh, Gleason, Glenn, Henley, Heinrich, Hough, Huddleston, Jewell, Kelly, Kemmis, Kiley, King, Kuphal, McClung, McNally, RacRae, Mainis, Meadors, Nye, O'Neill, Phillips, Pope, Poulsson, Rowe, Spogen, Sweet, Word and Working—48.

Noes: Burnett, Cutts, Ezekiels, Fisher, Gould, Graybeal, Higgins, Hustead, Johnson, Jordan of Flathead, Kirschwing, Largey, Lemmon, Lovelace, McMahon, Murphy, Norton, Prescott, Rhoades, Sickler, Stewart, Tighe and Mr. Speaker—23.

Paired: Annin and Jahreiss—2.

Absent and not voting: Carnal, Clay, Collins, Day, Durkan, Harmon, Holt, Jordan of Dawson, Mayfield, Murray, Smith, Sullivan and Walker—13.

Title agreed to.

No objection being offered, Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Word, Ezekiels, Christmas, Tighe, Pope, Sullivan, Sweet and Blake from the Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

Your Committee on Irrigation and Water Rights to whom was referred S. B. No. 156, introduced by Whiteside, being a bill for an Act entitled, "An Act to amend Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, entitled, 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition, either by construction, purchase or otherwise and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expenses of such districts; and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Sections 2309 to 2402, both inclusive, of Title X., Part III. of the Revised Codes of Montana of 1907,' by amending Section 38 thereof, relating to 'Limitations on debt incurring power,' and by inserting in said Chapter 146, Sections to be numbered 56a, 56b, 56c, 56d, 56e and

56f, relating to and providing for the sales of lands for unpaid taxes and assessments, and providing for the issuance of certificates for delinquent taxes and assessments, when the lands sold are struck off to any county in this State, and for the redemption of such certificates," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it be concurred in.

Report adopted.

Drinkard from the Committee on Highways, reported as follows:

Mr. Speaker:

Your Committee on Highways, to whom was referred H. B. No. 315, having had same under consideration, entitled, "An Act to amend Section 1431 of the Revised Codes of Montana of 1907, relating to motor vehicles," recommend that the same be indefinitely postponed.

Report adopted.

Also

Drinkard from the Committee on Highways reported as follows:

Mr. Speaker:

Your Committee on Highways, to whom was referred H. B. No. 235, having had same under consideration, entitled, "An Act to provide for tonnage roads in communities that petition therefor, to provide for the construction of public highways by contract and to pay therefor upon the orders of the County Surveyor, to provide for the naming of road viewers and granting to them powers and duties relating to public roads," recommend that the same be indefinitely postponed.

Report adopted.

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred S. B. No. 132, being a bill for an Act entitled, "An Act to amend Chapter 113 of the Laws of 1911, relating to the registration of Electors in counties, cities, towns and school districts," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Carroll from the Committee on Townships and Counties reported as follows:

Mr. Speaker:

Your Committee on Townships and Counties to whom was referred S. B. No. 117, being a bill for an Act entitled, "An Act to license motor vehicles, providing for the collection of said license and fixing the penalty for the violation thereof," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Stewart, Conner and Pope from the Conference Committee on Amendments to H. B. No. 123, reported as follows:

Mr. Speaker:

We, your Committee appointed to confer with a like committee of the Senate on the Senate amendments to H. B. No. 123, introduced by Stewart, being a bill for an Act entitled, "An Act to amend Section 38 of Chapter 146 of the Laws of Montana of 1909, relating to the limitations on debt incurring power and extending the powers of Commissioners of Irrigation Districts," beg leave to report that said Joint Committee of the Senate and House have agreed to withdraw the amendment to Section 1, line 13, which amendment strikes out the words "one-half", and your Committee recommends that all other Senate amendments be concurred in.

Report adopted.

Eliel moved that the Journal of the House show that the House has concurred in the Senate amendments to H. B. No. 123.

Motion prevailed.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 84, introduced by Spogen, "An Act to provide an executive residence for the Governor of Montana; to provide for the furnishing and maintenance of the same and to appropriate money for all of said purposes," beg leave to report that H. B. No. 84 has been correctly enrolled.

Also

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred Substitute for H. B. No. 124, introduced by the Committee on Sanitary Affairs, "An Act to establish a Board of Examiners for Nurses; providing that the Governor may issue a license or certificate of registration to persons engaged in the profession of nursing the sick and fixing penalties for any violation of this Act."

Also

H. B. No. 101, introduced by Prescott. "An Act to amend Subdivision 7 of Section 6825 of the Revised Codes of Montana, of 1907, relating to the exemption of earnings for personal services of judgment debtors who are heads of families."

Also

H. B. No. 117, introduced by Brower. "An Act providing for registration of names for farms and ranches within this State and providing for the payment of fees therefor," beg leave to report that said bills have been delivered to the Governor for his approval this first day of March, at 11:45 A. M.

Mr. Speaker at this time announced that he was about to sign H. B. No. 84, "An Act to provide an executive residence for the Governor of Montana; to provide for the furnishing and maintenance of the same and to appropriate money for all of said purposes," and signed same in the presence of the House.

On motion of Eliel, the House resolved itself into a Committee of

the Whole for the consideration of General Orders.

GENERAL ORDERS.

Stewart in the chair.

House resumed.

Mr. Speaker in the chair.

Stewart from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred S. B. No. 120, a bill for an Act entitled, "An Act to create the Fourteenth Judicial District of the State of Montana, to be composed of the counties of Broadwater and Meagher. To change the boundaries of the Ninth Judicial District of the said State of Montana to conform thereto, to change the boundaries of the Tenth Judicial District of the State of Montana to conform thereto, and to provide for the appointment, powers, duties, term and compensation of the Judge of said Fourteenth Judicial District," having had same under consideration, report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 133, a bill for an Act entitled, "An Act to amend Section 8447 (636) of the Penal Code, relating to trademarks," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 100, a bill for an Act entitled, "An Act to amend Section 7641 of the Revised Codes of Montana of 1907, relating to accounts of executors or administrators or their personal representatives, in case of death," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 151, a bill for an Act entitled, "An Act defining the word 'sale' as used in the Statutes of the State of Montana, with relation to the sale of Game and Fish, the sale of which is prohibited by law," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 79, a bill for an Act entitled, "An Act to promote the safety of passengers and employees of street railway cars and trolley cars, and to provide for the use of certain safety appliances on all street railway cars or trolley cars used in regular service of conveying passengers in this State, and prescribing penalties for failure to comply with the provisions of this Act," report same back to the House with the recommendation that same be concurred in.

Having had under consideration S. B. No. 41, a bill for an Act entitled, "An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana, and for the purchase of a Fish Car for the use of said Hatcheries,"

report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend Section 1, line 2, by inserting after the word "moneys" the words "in the State Fish and Game Fund not otherwise appropriated."

Amend Section 1, line 7, and in lines 9 and 10, by striking out the words "Fifteen Thousand Dollars" and the figures "(15,000)", and inserting in lieu thereof in each of said lines the words "Eleven Thousand Dollars" and the figures "(11,000)."

Amend Section 2, lines 17 and 18, and in line 20, by striking out the words "Fifteen Thousand Dollars" and the figures "(\$15,000)", and inserting in lieu thereof in each of said lines the words "Eleven Thousand Dollars," and the figures "(11,000)."

Amend Section 3 so as to read as follows:

Section 3. That there be and hereby is appropriated out of any moneys in the State Fish and Game Fund not otherwise appropriated, the sum of Five Thousand (\$5,000.00) Dollars, or so much thereof as may be necessary, which shall be available for and be used in improvements contemplated, and to be made at the Anaconda Hatchery. The said sum to be expended by and under the order and direction of the Montana State Fish Commission.

Also

Having had under consideration S. B. No. 160, a bill for an Act entitled, "An Act to legalize proceedings of the Board of County Commissioners of any county and elections held and bonds hereafter issued pursuant thereto for the construction of highways and bridges," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 58, a bill for an Act entitled, "An Act to create the State Board of Entomology, to define its powers and duties and appropriate money therefor," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 129, a bill for an Act entitled, "An Act authorizing the payment of the bounty claim of S. C. Leedy, and appropriating money from the State Bounty Fund for the payment thereof," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration Senate Joint Resolution No. 3, a Joint Resolution extending the thanks of the Legislative Assembly of the State of Montana to Charles M. Russell, E. S. Paxson and Ralph De Camp, report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration H. B. No. 195, "An Act relating to associations, companies and corporations transacting business similar to or approximately that of building and loan associations, and pro-

viding for the regulation and control of such corporations, companies or associations in the manner prescribed for the regulation and control of building and loan associations," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 3 by adding in line 34, after the word "misdemeanor," the following: "provided, however, that the provisions of this Act shall not apply to any corporation which prior to the enactment of this Act was duly authorized to transact its business in the State of Montana, and pursuant to such authority or license of the State of Montana was actually transacting its business therein."

Amend Section 4 by striking out in line 35, the figure "4" and inserting in lieu thereof the figure "5."

Insert Section 4 as follows:

"All Acts or parts of Acts in conflict herewith are hereby repealed."

Also

Having had under consideration H. B. No. 323, a bill for an Act entitled, "An Act appropriating money for the salary and expenses of the State Traveling Parole Commissioner," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 403, a bill for an Act entitled, "An Act appropriating money from the license bounty fund for the payment of the claim of George H. Scott," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 416, a bill for an Act entitled, "An Act to appropriate money for the payment of the employees and attaches of the Thirteenth Legislative Assembly of the State of Montana," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 405, a bill for an Act entitled, "An Act appropriating money for erecting a dairy barn at and in connection with the Montana State Reform School at Miles City," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 400, a bill for an Act entitled, "An Act appropriating the sum of One Thousand and Fifty (\$1,050) Dollars to A. W. Butts of Red Rock, Beaverhead county, Montana, in payment for five (5) horses slaughtered by the State Veterinary Surgeon's Department on or about August 7, 1912," report same back to the House with the recommendation that same do pass as amended by clerk.

Also

Having had under consideration H. B. No. 320, a bill for an Act entitled, "An Act to appropriate money to pay bound claim of K. W.

Hale," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 163, a bill for an Act entitled, "An Act providing for an assistant to the librarian of the State Law Library, and providing for the salary of such assistant," report same back to the House with the recommendation that same do not pass.

Stewart moved the adoption of the report.

Jewell moved as an amendment that S. B. No. 120 be segregated from the report and be indefinitely postponed.

Cutts moved that the substitute motion be laid upon the table.

Motion to table prevailed.

Day moved that the Senate amendments to H. B. No. 129 be considered at this time.

Motion prevailed.

The following Senate amendments to H. B. No. 129 were concurred in by the following vote:

Amend Chapter 1, Section 101 of page 3 by striking out the following: That portion of line 3 of Section 101 after the word "board"; all of lines 4 and 5 and that portion of line 6 of said Section to and including the word "board" on said line.

Amend said bill by striking out the word "such" at the end of the next to the last line on page 8 thereof; by inserting after the word "graduate" on the last line of page 8 of said bill the words "of the three year course."

Amend page 8 of said bill by striking out the letter "a" on line 20, and by also striking out that portion of line 20 from and including the word "examination"; all of line 21, all of line 22, all of line 23, all of line 24 and that portion of line 25 to and including the word "education"; and by inserting in lieu thereof the following: "examinations and tests under such supervision and upon such additional subject as may be prescribed by the State Board of Education."

Amend said bill by inserting after the word "diploma" on line 3 of page 9 thereof the following: "and every graduate of the four year course shall, on furnishing to the State Board of Education, satisfactory evidence of having successfully taught in the public schools of the State eighteen months, be entitled to have said diploma as a life diploma."

Amend page 9 on line 22 by inserting after the word "institutions," the following: "maintaining the same standards as the University of Montana and the State Normal School."

Amend page 12 by inserting after the word "state" on line 10, the following, "and recognized by the State Board of Education"; by striking out the word "reputable" on said line 10 and inserting after the word "school" on line 11 of said page the following: "recognized by the State Board of Education as of equal rank with the University of Montana or the State Normal School."

Amend page 14 of the printed bill by inserting after the word

"prepared" on line 21, the following: "with the co-operation and approval of such educators as may be named by the State Board of Education," and amend said bill by inserting after the word "prescribe" on line 25 of page 14, the words: "with the approval of the State Board of Education;" and by inserting after the word "prepare" on line 27 of page 14 the following: "with the approval of the State Board of Education."

Amend page 15 of said bill on line 10 by inserting after the word "shall" of said line the following: "with the approval of the State Board of Education."

Amend said bill by striking out in lines 20 and 21 of page 50 the following: "provided that the reading of the Bible without comment in the public schools shall not be prohibited."

Amend said bill by striking out on page 56 on line 2 the words, "three years," and inserting in lieu thereof the words: "one year, and shall be referred to the State Board of Education for further approval."

Amend said bill by inserting on page 62, after the word "branches" in line 15 thereof the following: "or such additional branches as may hereafter be prescribed by the State Board of Education."

Amend said bill by inserting after the word "management" on line 26 of page 62 the following: "or such other branches as may be prescribed by the State Board of Education."

Amend said bill by striking out the word "three" on the last line of page 63 thereof and inserting the word "one" in lieu thereof; and also amend said bill by inserting after the word "diploma" on line 6 of page 64 the following: "and provided that such special certificates shall be referred to the State Board of Education for further approval."

Amend said bill by inserting after the word "school" on the last line of page 66 the following: "recognized by the State Board of Education."

Amend said bill by inserting after the word "recommended" on page 67 in line 19 thereof, the following: "upon the approval of the State Board of Education."

Amend said bill by inserting after the word "State" in line 6 of page 87, the following: "or in state educational institutions."

Amend said bill by inserting after the word "thereafter" in line 23 of page 108 the following: "But the Board of Trustees of any school district issuing bonds, may, by resolution, direct that said bonds and the interest thereon shall be payable in any city in the United States, and then such bonds and coupons shall be made payable at such bank in said city as shall be designated by the County Treasurer at the time of issue; and all bonds and coupons so paid must be returned to the County Treasurer, and by him cancelled and exhibited to the County Commissioners at their first meeting thereafter."

(AMENDMENTS PROPOSED BY THE COMMITTEE OF THE WHOLE, AND ADOPTED BY THE SENATE.)

Amend Section 106, paragraph 4, page 4, by striking out the whole of said paragraph 4, and inserting in lieu thereof the following: "to prescribe standards of promotion to the High School department of all Public Schools of the State and to accredit such High Schools as maintain the standards of work prescribed by the Board; provided, that in all examinations which shall be given by this Board and shall be conducted by the County Board of Educational Examiners, to determine the scholarship of candidates for promotion to High School, fifty per cent of the credits required shall be based upon the eighth grade work completed in any school of this State and certified to the County Superintendent by the principal or teacher of such grade."

Amend Section 1600, page 82, by adding thereto the following: "the State Board of Land Commissioners shall have authority to sell to any school district at the appraised value or to lease for any period of time less than ninety-nine years, at a rental of One Dollar per year, any tract of State land not exceeding ten acres, to be used for school house site."

Ayes: Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiel, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Murphy, Norton, Nye, Phillips, Pope, Prescott, Rhoades Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Word, Working and Mr. Speaker—69.

Noes—None.

Paired: Annin, Blake, Jahreiss and Jewell—4.

Absent and not voting: Burns, Carnal, Crippen, Davis, Kemmis, Kiley, Largey, Meadors, Murray, O'Neill, Poulsson, Tighe and Walker—13.

On motion of McNally, several appropriation bills were ordered printed and placed on the desks of the members on Monday morning, March 3, 1913.

On motion of Stewart, the House adjourned at 5:35 P. M. until 10:00 A. M., Monday.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifty-Seventh Day

Monday, March 3rd, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-fifth day and find same to be correct.

Report adopted.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor:

EXECUTIVE OFFICE,

Helena, Montana.

March 3rd, 1913.

The Speaker of the House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State the following House measures:

H. B. No. 101. An Act to amend Sub-section 7 of Section 6825 of the Revised Codes of Montana of 1907, relating to the exemption of earnings for personal services of judgment debtors who are heads of families.

H. B. No. 117. An Act providing for registration of names for farms and ranches within this State and providing for the payment of fees therefor.

Substitute for H. B. No. 124. An Act to establish a Board of Examiners for Nurses; providing that the Governor may issue a license or certificate of registration to persons engaged in the profession of nursing the sick and fixing penalties for any violation of this Act.

S. V. STEWART,

Governor.

The following communication was received from the Secretary of State:

March 3, 1913.

Hon. A. D. Macdonald,
Speaker of the House of Representatives,
Helena, Montana.

Dear Sir:

I have the honor herewith to transmit a Joint Resolution by the Senate and House of Representatives of the Maine Legislature for

consideration as you may deem necessary.

Respectfully,

(Signed) A. M. ALDERSON,
Secretary of State.

By COPELAND C. BURG, Deputy.

Referred to Committee on Fish and Game.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill, having been read three several times, was today passed, title agreed to, and is returned herewith:

S. B. No. 158, a bill for an Act entitled, "An Act to prevent procreation by idiots, feeble minded and insane persons, and others."

Also

That the following House Bills, having been read three several times, were today concurred in, title agreed to, and are returned herewith:

H. B. No. 159, a bill for an Act entitled, "An Act creating the Department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof, and fixing their salaries."

H. B. No. 160, a bill for an Act entitled, "An Act to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officials thereof."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Concurrent Resolution No. 3, relating to H. B. No. 169, was today concurred in by the Senate, and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 309, being a bill for an Act entitled, "An Act for the submission to the qualified Electors of the State of Montana of an increase in the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions," having been amended by the Senate, and having

been read three several times, was today concurred in as amended and is returned herewith for concurrence in the Senate amendments as follows, to-wit:

Amend the title in line 2 thereof by striking out the words "an increase in" and inserting in lieu thereof the word "fixing."

Amend Section 1, line 16, by striking out the word "may" and inserting in lieu thereof the word "shall" and by adding to said section 1 the following: "In school districts where the regular tax levy does not produce sufficient revenue to permit the holding of more than six months school in each year."

Amend by striking out the whole of Section 2 and inserting in lieu thereof the following: "Section 2. The State Treasurer shall keep in a separate fund the proceeds from one mill of any levy for State purposes which fund shall be used for educational purposes, as provided in this Act."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 200, today reported, recommending that same be concurred in. That the report was adopted, and bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 67, being a bill for an Act entitled, "An Act to create the County of Lake, designate its boundaries and provide for its organization and government, and to change the boundaries of Flathead, Missoula and Sanders counties to conform thereto," which was today reported correctly printed, was re-referred to the Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were today read first and second times and referred:

H. B. No. 350, introduced by McNally. To Committee on Finance

and Claims.

H. B. No. 36, introduced by Drinkard. To Committee on Railroads and Transportation.

H. B. No. 283, by Fishbaugh. To Committee on Public Lands.

H. B. No. 295, introduced by Day. To Committee on Judiciary.

H. B. No. 322, introduced by Jewell. To Committee on Judiciary.

H. B. No. 267, introduced by Walker. To Committee on Counties, Towns and Municipal Corporations.

H. B. No. 271, introduced by Murray. To Committee on Railroads and Transportation.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred H. B. No. 213, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 3, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 256, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 286, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 212, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 224, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred H. B. No. 225, today reported, recommending that same be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred House Joint Memorials Nos. 3 and 4, today reported, recommending that same be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 154, introduced by Kiley, being an Act entitled, "An Act establishing a State Athletic Commission and regulating boxing and sparring in the State of Montana," today reported, recommending that same be concurred in with the following amendment:

In Section 5, line 2 thereof in said bill by striking out the word "twelve" and inserting in lieu thereof the word "twenty."

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 306, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred H. B. No. 270, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Concurrent Resolution No. 2, today reported, recommending that same be concurred in, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today favorably reported from the Committee of the Whole Senate:

H. B. No. 154, by Kiley. A Bill for an Act entitled, "An Act establishing a State Athletic Commission and regulating boxing and sparring in the State of Montana."

H. B. No. 259, by Appropriation Committee. A bill for an Act entitled, "An Act appropriating Twenty (\$20.00) Dollars for the relief of J. Eeraerts for cow killed in error by State Veterinarian."

H. B. No. 255, by Appropriation Committee. A bill for an Act entitled, "An Act appropriation Fifty Dollars to the Thomas Cruse Savings Bank for refund on account over payment to the State Examiners Fund in the year 1910."

H. B. No. 290, by Appropriation Committee. A bill for an Act entitled, "An Act to appropriate money from the Bounty Fund for the payment of certain bounty claims."

H. B. No. 218, by Appropriation Committee. A bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims incurred by the State Board of Health."

H. B. No. 257, by Appropriation Committee: A bill for an Act entitled, "An Act appropriating Twelve (\$12.00) Dollars for the payment of deficiency claims of Herman Hanson."

H. B. No. 258, by Appropriation Committee: A bill for an Act entitled, "An Act appropriating money for the deficiency claims of certain persons for service rendered and supplies furnished which claims were approved by State Board of Examiners."

H. B. No. 210, by Appropriation Committee. A bill for an Act entitled, "An Act appropriating money from the Bounty Fund for the payment of certain bounty claims, proof of which was lost."

H. B. No. 216, by Appropriation Committee. A bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund refunding money paid in error into the Treasury."

H. B. No. 254, by Appropriation Committee. A bill for an Act entitled, "An Act appropriating the sum of Forty-eight Dollars, Thirty (\$48.30) Cents in payment of a deficiency claim for transportation of State Militia."

H. B. No. 204, by Appropriation Committee. A bill for an Act appropriating money for the maintenance of Live Stock Sanitary Board to March 1st, 1913."

H. B. No. 215, by Appropriation Committee. A bill for an Act entitled, "An Act to appropriate money for the payment of deficiency claims for improvements at the State Prison."

H. B. No. 214, by Appropriation Committee. A bill for an Act entitled, "An Act appropriating money for payment of deficiency claims of certain persons for per diem and expenses of the members of the

State Board of Examiners for Coal Mine Inspectors."

H. B. No. 311, by Appropriation Committee. A bill for an Act entitled, "An Act providing for the payment of deficiency claims for the maintenance of the State Prison."

H. B. No. 317, by Gould: A bill for an Act entitled, "An Act to appropriate money for the construction and furnishing of a hospital and other buildings and improvements and repair of old buildings and improvements at the State Orphans' Home at Twin Bridges, Montana."

H. B. No. 53, by Harmon: A bill for an Act entitled, "An Act authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the County Treasury for the purpose of paying part salary and expenses of a County Agricultural Inspector."

S. B. No. 174, by Finance and Claims Committee. A bill for an Act entitled, "An Act to appropriate money to pay the per diem and mileage of witnesses called by the Joint Committee appointed to investigate the complaints of settlers on public lands and to pay the expense incurred by the Joint Committee appointed to investigate charges made against the management of the State Reform School."

S. B. No. 139, by Whiteside. A bill for an Act entitled, "An Act to authorize any Board of County Commissioners to levy a tax of one mill or less on each dollar of taxable property for the purpose of establishing and maintaining a County Fair."

S. B. No. 153, by Larson. A bill for an Act entitled, "An Act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana and making the members thereof appointive instead of elective."

S. B. No. 171, by Dearborn. A bill for an Act entitled, "An Act to fix the salaries of the County Superintendents of common schools in the several counties of the State of Montana."

S. B. No. 173, by Donlan. A bill for an Act to prohibit the representation, classification, grading or marking of articles of merchandise at or to a higher class, grade or quality than which the same was purchased."

Also

That the following bills, as amended by the Committee of the Whole Senate, were today favorable reported:

S. B. No. 159, by Whiteside. A bill for an Act entitled, "An Act to amend Section 32, Chapter 57 of the Twelfth Legislative Assembly of the State of Montana, being an Act providing for a commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation."

H. B. No. 129, by Committee on Education. A bill for an Act to provide for the establishment and maintenance of a general uniform and thorough system of public free schools, etc."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 158 has today been reported correctly engrossed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 67 was today reported correctly printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate today concurred in House amendments to S. B. No. 125, and the bill was referred to the Enrollment Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate today concurred in House amendments to S. B. No. 115, and the bill was referred to the Enrollment Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that pursuant to your request that the Senate appoint a committee to confer with a like committee of the House relative to Senate amendments to H. B. No. 31, the President of the Senate today named the following Senators as the Senate conferees:

Muffy, Minor and MacKenzie.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that pursuant to your request that the Senate appoint a committee to confer with a like committee of the House relative to Senate amendments to H. B. No. 123, the President of the Senate today named the following Senators as the Senate conferees:

Gallwey, Abbott and Burlingame.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 1st, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, today informed the Senate that he had approved and deposited with the Secretary of State the following Senate Bills:

Senate Bill No. 61, an Act providing a summary method of procuring the right to erect a grain warehouse or grain elevator on railroad rights of way.

Senate Bill No. 78, an Act to improve conditions affecting the health of certain workmen engaged in operating street railway cars or trolley cars, and providing for the heating of street cars or trolley car vestibules during certain seasons.

Senate Bill No. 89, an Act to amend Section 5815 of the Revised Codes of Montana, 1907, relating to liens for services of stallions or jacks, and providing a penalty for the violation of this Act.

Senate Bill No. 91, an Act to fix, define and determine the boundaries of Lincoln County, Montana.

Respectfully,

G. G. WATT, Secretary.

REPORTS OF STANDING COMMITTEES.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment, to whom were referred House Bills Nos. 23 and 60, beg leave to report same back to the House as correctly engrossed.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your committee to whom was referred House Bill No. 129 for enrollment, beg leave to report finding an error in line 27, on page 24, the word "advisable" being misspelled and we desire to be empowered to make correction.

Also

House Bill No. 129, beg leave to report finding an error in line 6 of the amendment to Section 106 of paragraph 4 on page 4, the word

"scholarship" being misspelled, we desire to be empowered to make correction.

On motion of Day, the Chief Clerk and the Enrollment Committee were authorized to correct errors as specified.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 191, introduced by Appropriation Committee, "An Act authorizing the payment of certain bounty claims and appropriating money from the State Bounty Fund for the payment thereof," beg leave to report that House Bill No. 191 has been correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 191, "An Act authorizing the payment of certain bounty claims and appropriating money from the State Bounty Fund for the payment thereof," and signed same in the presence of the House.

NOTICES OF BILLS.

The following Notice was given:

By Holt: An Act to provide for an additional Judge for the Seventh Judicial District of the State of Montana, so that there will hereafter be two Judges in said District.

REPORTS OF STANDING COMMITTEES.

Cutts from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor having had under consideration House Bill No. 411, introduced by Cutts, a Bill for an Act entitled, "An Act defining the liability of persons or corporations or associations owning, operating, maintaining, constructing or dismantling any electric plant, any appliance or equipment connected therewith in this State for injuries received by employes who are electricians, electrical workers or persons following the electric trade for a livelihood, or in consequence of the death of any such employes, by reason of negligence, and to declare void contracts restricting such liability," beg leave to report the same back to the House with the recommendation that the Bill do pass.

Report adopted.

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration Senate Bill No. 109, introduced by Committee on Stock Growing and Grazing, being a Bill for an Act entitled, "An Act providing for the protection for a period of twenty years of Mountain Sheep, Deer, Elk and other game animals and birds, defining the boundaries of the district in which they shall not be killed, and providing penalties for the killing of any game animals within said boundaries," beg leave to report the same with the recommendation that the bill be not concurred in.

Report adopted.

Also

Ezekiels from the Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration Senate Bill No. 168, introduced by Fish and Game Committee, being a bill for an Act entitled, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for their compensation, and providing the manner in which the same shall be paid," beg leave to report the same with the recommendation that said bill be concurred in.

Report adopted.

Report from the Committee on Sanitary Affairs reported as follows:

Mr. Speaker:

Your Committee on Sanitary Affairs, to whom was referred House Bill No. 414, introduced by McNally, a bill for an Act entitled, "An Act to regulate and govern the sanitary condition under which kalsomine and wall paper may be applied to walls and ceilings of rooms in cities of the first and second class, and providing for the administration and violation of this Act," after having had same under consideration, return same to the House with the recommendation that it do pass.

Report adopted.

McNally, Gleason, Spogen, Glenn, Clay, Brower, Kemmis and Pope from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

We, a majority of your Committee on New Counties and Divisions to whom was referred Senate Bill No. 77, introduced by Boardman, a bill for an Act entitled, "An Act to create the County of Richland, define its boundaries, and provide for its organization and government, and to change the boundaries of Dawson County to conform thereto," beg leave to report the same back to the House with the recommendation that it be concurred in with the following amendment:

Amend Section 13 by striking out all of said section and renumbering the remaining sections to conform thereto.

MINORITY REPORT.

Holt, Hustead, Kelly and Crull from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

We, a minority of your Committee on New Counties and Divisions to whom was referred Senate Bill No. 77, introduced by Boardman, a bill for an Act entitled, "An Act to create the county of Richland, define its boundaries and provide for its organization and government, and to change the boundaries of Dawson County to conform thereto," beg leave to report the same back to the House with the recommendation that it be not concurred in.

Holt moved the adoption of the Minority report.

Kemmis moved as a substitute, the adoption of the Majority report.

Substitute motion prevailed and the Majority Report was adopted. McNally, Glenn, Spogen, Gleason, Clay, Kemmis and Pope from the Committee on New Counties and Divisions reported as follows:
Mr. Speaker:

We, a majority of your Committee on New Counties and Divisions to whom was referred Senate Bill No. 145, introduced by Leary, a bill for an Act entitled, "An Act to create the County of Wheatland, define its boundaries and provide for its organization and government, and to change the boundaries of Meagher, Sweet Grass, Musselshell and Fergus Counties to conform thereto," beg leave to report the same back to the House with the recommendation that it be concurred in with the following amendment:

Amend Section 10 by striking out in lines 123 and 124 the word "Musselshell."

Amend Section 12 by striking out in lines 142 and 146 the word "Musselshell."

Norton moved the adoption of the Majority report.

MINORITY REPORT.

Holt, Hustead, Kelly and Crull from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

We, a minority of your Committee on New Counties and Divisions to whom was referred Senate Bill No. 145, introduced by Leary, a bill for an Act entitled, "An Act to create the County of Wheatland, define its boundaries and provide for its organization and government, and to change the boundaries of Meagher, Sweet Grass, Musselshell and Fergus Counties to conform thereto," beg leave to report the same back to the House with the recommendation that it be not concurred in.

Holt moved as a substitute the adoption of the Minority Report.

Substitute motion lost.

Majority report adopted.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed: Nos. 349, 353, 356, 359, 372, 377, 389, 390, 395, 396, 398, 404, 407, 415, House Joint Memorial No. 7 and House amendments to Senate Bill 59.

MOTIONS AND RESOLUTIONS.

Camp moved, duly seconded, that the report of the Committee of the Whole with the amendment that it be placed on the table on Saturday, March 1, 1913, be taken from the table.

Motion lost.

THIRD READING OF HOUSE BILLS.

Senate Amendments to H. B. No. 309 were not concurred in by the following vote:

Ayes—Blair of Ravalli—1.

Noes—Annin, Blair of Powell, Brower, Burnett, Burns, Camp, Car-

nal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Kuphal, Lemmon, Lovelace, McClung, McMahon, RacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Phillips, Pope, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sweet, Word, Working and Mr. Speaker—68.

Paired—Blake and Jewell—2.

Absent and not voting—Crippen, Harmon, Henley, Holt, Hough, Kemmis, Largey, McNally, Murray, O'Neill, Poulsson, Rhoades, Sullivan, Tighe and Walker—15.

On motion of Day, the following Conference Committee, consisting of Day, Phillips and Harmon, was appointed by the Speaker on Senate amendments to H. B. No. 309.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

On motion of Lovelace, debate on any one bill was limited to 20 minutes and individual debate limited to 5 minutes.

GENERAL ORDERS,

Drinkard in the chair.

House resumed.

Mr. Speaker in the chair.

Drinkard from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 310, a bill for an Act entitled, "An Act to amend Sections 110 and 111 of Revised Codes of Montana of 1907, relating to form of ballots to be prepared and voted when initiative and referendum measures are to be submitted to the voters," having had same under consideration, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 62, a bill for an Act entitled, "An Act to create the State Board of Commissioners for the Insane; naming the members thereof and prescribing their powers and duties; providing for the appointment of a Superintendent of the State Insane Asylum and one Assistant Superintendent and fixing their term and salary and prescribing their qualifications and providing for their removal. Repealing Sections 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119 and 1120 of the Revised Codes of the State of Montana," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration Sub. H. B. No. 45, a bill for an Act entitled, "An Act to amend Section 3402 of the Revised Codes of Montana of 1907, relating to the sale of delinquent property for taxes in special improvement districts, and ratifying certain previous sales,"

report same back to the House with the recommendation that same be re-referred to the Steering Committee.

Also

Having had under consideration H. B. No. 71, a bill for an Act to amend Section 11 and Section 14 of Chapter 147 of the Session Laws of 1909 entitled, "An Act providing for the management and control of the lands now owned by or hereafter to be acquired by the State of Montana, including the sale and rental thereof, and the management, protection, and disposition of the timber growing thereon and the coal, oil and minerals therein; providing for the management and control of the funds realized from the sale and rental of State lands and the products thereof; naming and providing for certain officers subordinate to the State Board of Land Commissioners and prescribing their duties and compensations; providing for the acquisition of water-rights for use upon State Lands; and defining and providing for the punishment of certain offenses for violating the provisions of this Act, and providing for the protection of forest and other lands from fire, prescribing the duties of fire wardens, providing for the expenses thereof, and prescribing penalties for the violation of this Act," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Setción 5 by striking out in line 55 after the word "of," the words "that board," and inserting in lieu thereof the words "the State Board of Land Commissioners."

Amend Section 6 by striking out in line 54 after the word "of," the words "Land Commissioners," and inserting in lieu thereof the word "Examiner."

Also

Having had under consideration H. B. No. 382, a bill for an Act entitled, "An Act to amend Section 2246 of the Revised Codes of 1907, relating to the salary of the State Engineer and providing for reimbursement of the General Fund out of the Carey Fund for his salary for the time spent on Carey Land work," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 311, a bill for an Act to amend Chapter 61, Session Laws of the Twelfth Legislative Assembly of the State of Montana, same being 'An Act to amend Section 2773 of the Revised Codes of the State of Montana of 1907, relating to licenses,'" report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 296, a bill for an Act entitled, "An Act to amend Section 2761 of the Revised Codes of Montana of 1907, relating to the issuance of retail liquor dealers' licenses," report same back to the House with the recommendation that same do pass as amended by the Committee on Townships and Counties.

Also

Having had under consideration H. B. No. 264, a bill for an Act

entitled, "An Act to amend Section 297 of the Revised Codes of Montana of 1907, relating to the compensation of the Marshal of the Supreme Court," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 263, a bill for an Act entitled, "An Act to amend Section 7738 of the Revised Codes of Montana 1907, relating to appraisement of estate and the value and computation of the inheritance tax thereon," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 222, a bill for an Act entitled, "An Act to amend Section 1 of Chapter 87 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act to prohibit the hunting of game animals and game birds within a certain district in the State of Montana, defining the boundaries of said district, and providing punishment for the violation thereof,'" report same back to the House with the recommendation that same do pass with the following amendments:

Insert between lines 18 and 19 the following:

"It shall be deemed prima facie evidence of a violation of this section if any person or persons are found in possession of firearms within the aforesaid described district; Provided, however, that nothing herein contained shall prohibit anyone carrying or being in possession of firearms while traveling upon the public highway which traverses the aforesaid described district, parallel to the Gallatin River."

And Section be renumbered.

Also

Having had under consideration H. B. No. 372, a bill for an Act entitled, "An Act providing for the registration, identification and regulation of motor vehicles, operated and driven upon the public roads and highways of this State," report same back to the House with the recommendation that same do pass.

Report of the Committee of the Whole adopted.

No objection being offered, Mr. Speaker reverted back to the Fifth Order of Business.

INTRODUCTION OF BILLS.

By Carroll: H. B. No. 422. An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 6 of Article XVI of the Constitution of the State of Montana, relating to officers, their election or appointment, and their terms of office other than officers named in the Constitution.

READING OF HOUSE BILLS.

H. B. No. 422, read first and second times by title only and referred to Committee on Privileges and Elections.

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 129, beg leave to report finding an error in line 3, page 19 of Section 1900, the word "purpose" being misspelled, we desire to be empowered to make said correction.

Report adopted and Committee was so empowered.

Also

Kuphal from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 169, introduced by the Judiciary Committee, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907, relating to proceedings for the recovery of escheated property, or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted," beg leave to report the same as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 169, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907," relating to proceedings for the recovery of escheated property, or the proceeds thereof, and prescribing limitations of time within such proceedings may be instituted," and signed same in the presence of the House.

Jewell gave the following notice:

Mr. Speaker:

I hereby give notice that when the following bills come up for the Third Reading, I will move that the same be considered read at length the third time:

House Bills Nos. 310, 62, 71, 382, 311, 296, 264, 263, 222 and 372.

Norton moved that the House recess until 2:00 P. M.

Sickler moved as a substitute that the House recess until 1:30 P. M.

Substitute motion prevailed and the House took a recess at 11:50 A. M. until 1:30 P. M.

AFTERNOON SESSION.

House reassembled at 1:30 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

No objection being offered, McNally was granted permission to introduce the following Appropriation Bills at this time.

INTRODUCTION OF BILLS.

By Appropriation Committee: H. B. No. 420. An Act appropriating money for the maintenance of the Executive and Judicial Departments of the State Government for two years, commencing March 1st, 1913, and ending February 28, 1915.

By Appropriation Committee: H. B. No. 421. An Act appropriating money for the maintenance of the several State Institutions of Montana for two years, commencing March 1st, 1913, and ending February 28, 1915.

READING OF HOUSE BILLS.

H. B. No. 420, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 421, read first and second times at length and referred to Committee on Appropriations.

Jewell moved that the House revert back to the Sixth Order of Business.

Motion prevailed.

Jewell moved that the House do now take from the table the subsidiary motion of Saturday, March 1, 1913.

Motion prevailed.

S. B. No. 120 was not segregated from the report of the Committee of the Whole on March 1, 1913, by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Gould, Graybeal, Henley, Heinrich, Holt, Jewell, Jordan of Flathead, King, Kirschwing, McClung, MacRae, Mayfield, Nye, Phillips, Pope and Sickler—33.

Noes—Blake, Brower, Burns, Camp, Carnal, Carroll, Clay, Cutts, Day, Doggett, Eliel, Ezekiels, Fisher, Gleason, Glenn, Harmon, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Kiley, Largey, Lemmon, Lovelace, McMahon, McNally, Mains, Meadors, Murphy, Norton, Poulsson, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Working—43.

Paired—Hough and Kelly—2.

Absent and not voting—Chrismas, Jordan of Dawson, Kemmis, Kuphal, Murray, O'Neill, Prescott and Mr. Speaker—8.

Report of the Committee of the Whole of March 1, 1913, was then adopted.

Mr. Speaker at this time announced that he was about to sign S. B. No. 10, an Act making the Board of Railroad Commissioners of the State of Montana Ex-Officio a public service commission for the regulation and control of certain public utilities, prescribing the manner in which such Public Utilities shall be regulated and controlled, requiring such Public Utilities to furnish reasonably adequate service and facilities, prohibiting unjust and unreasonable charges for services rendered by such Public Utilities, providing penalties for violation of the provisions of this Act, authorizing such Public Service Commission to appoint an expert engineer and to employ clerks and assistants and making an appropriation for carrying out the provisions of the Act.

Also

S. B. No. 115, "An Act to permit common carriers to carry free or at reduced rates, persons and property in certain cases."

Also

S. B. No. 127, "An Act to amend Sections 7671 and 7673 of the Revised Codes of the State of Montana, relating to the distribution of estates of deceased persons."

And signed same in the presence of the House.

No objection being offered, Mr. Speaker reverted back to the Second Order of Business.

NOTICES OF BILLS.

By Kelly: A bill for the creation of Edwards County.

No objection being offered, Mr. Speaker reverted back to the Fourth Order of Business.

REPORTS OF STANDING COMMITTEES.

Lovelace from the Committee on Railroads and Transportation reported as follows:

Mr. Speaker:

Your Committee on Railroads and Transportation to whom was referred Senate Bill No. 154, introduced by Byrnes, a bill for an Act entitled, "An Act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay freight overcharges and claims for loss or damage to property," having had same under consideration, beg leave to report back to the House with the recommendation that it be concurred in.

Report adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom were referred House Bills Nos. 403 and 416, finding the same without erasure, amendment or interlineation, beg leave to report the original bills back to the House as correctly engrossed.

Also

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment to whom were referred House Bills Nos. 195, 320, 323, 400 and 405, beg leave to report the same back to the House as correctly engrossed.

The following was received from the Steering Committee:

To the Chief Clerk of the House of Representatives:

Place on General Orders, Senate Bills, Nos. 48, 47, 77, 145, 107, 156, 122 and S. J. M. No. 6 and House Bills Nos. 192, 98, 227, 202, 116, 243, 272, 107, 139, 343, 291, 100, 250, 251, 281, 397, 373 and 413, approved by Joint Steering Committee.

Lovelace moved that the House resolve itself into a Committee of the Whole for the consideration of General Orders and that debate on any subject be limited to thirty minutes, and individual speeches be limited to five minutes.

Collins moved as an amendment that debate be unlimited.

Amendment prevailed.

On motion of Collins, the House thereupon was resolved into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Norton in the chair.

House resumed,

Mr. Speaker in the chair.

Norton from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 48, a bill for an Act to create the County of Wibaux, to define its boundaries, to provide for its organization and government and to alter the boundaries of the Counties of Dawson and Custer to conform to the boundaries of the County of Wibaux, having had same under consideration, report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend Section 7 by striking out in line 54, the word "February," and inserting in lieu thereof the word "April."

Amend Section 7 by striking out in line 59, the word "February," and inserting in lieu thereof the word "April."

Amend Section 10 by striking out in line 109, the word "February," and inserting in lieu thereof the word "April."

Amend Section 10 by striking out in line 102, the word "February," and inserting in lieu thereof the word "April."

Amend Section 12 by striking out in line 147, the words "other counties" and inserting in lieu thereof the words "counties of the Eighth Class."

Amend Section 11 by striking out in line 42 the words "T. J. Bushnell," and inserting in lieu thereof the words "Art Jeffers."

Amend Section 12 by striking out in line 149 the word "February," and inserting in lieu thereof the word "April."

Amend Section 13 by striking out in line 170 the word "contingent" and inserting in lieu thereof the word "general."

Amend Section 14 by striking out all of said section and renumbering the remaining sections.

Also

Having had under consideration S. B. No. 47, a bill for an Act entitled, "An Act to create the County of Phillips, define its boundaries and provide for its organization, and to change the boundaries of Blaine and Valley Counties to conform thereto," report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend said bill by striking out the word "Phillips" in each place where it appears in the body and title of the bill and by inserting in lieu thereof the word "Clay."

Amend Section 3, line 17 (Printed Bill) by inserting the words "fifteenth day of April" in lieu of the words "first day of March."

In line 21, by inserting the words "fifteenth day of April" in lieu of the words "first day of March."

Line 31, by inserting the words "twenty-fifth day of April" in lieu of the words and figures "17th day of March."

Section 4, line 35, by inserting the words "fifteenth day of April" in lieu of the words "first day of March."

Line 39, by inserting the words "fifteenth day of April" in lieu of the words "first day of March."

Line 49, by inserting the words "second day of May" in lieu of the figures and words "24th day of March."

Amend Section 15 by striking out all of said Section and renumbering the remaining sections.

Amend Section 16 by inserting the word and figures "April 15th" in lieu of the word and figures "March 1st."

The following Conference Committee report was presented:

Mr. Speaker:

We, your Joint Conference Committee, appointed to confer on amendment to House Bill No. 31, by McNally, being the nine hour work day for females employed in certain industries, recommend that Senate amendment be withdrawn, and in lieu thereof insert the following: "and provided further, that overtime at extra compensation shall be allowed where life or property is in imminent danger."

J. McNALLY.

W. H. KELLY,

E. J. CRULL,

C. S. MUFFLY,

D. S. McKENZIE,

J. M. MINER.

Report adopted.

Day moved that the House recess until 8:00 P. M.

Lovelace moved as a substitute that the House recess until 7:30 P. M.

Substitute motion prevailed and the House took a recess at 5:20 P. M.

EVENING SESSION.

House reassembled at 7:30 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

Jewell gave the following notice:

Mr. Speaker:

I hereby give notice that when the following bills come up for Third Reading I will move that the same be considered read at length: Senate Bills Nos. 47 and 48.

On motion of Lovelace, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Eliel in the chair.

House resumed.

Mr. Speaker in the chair.

Eliel from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 77, a bill for an Act to create the County of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson County to conform thereto, having had same under consideration, report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 145, a bill for an Act entitled, "An Act to create the County of Wheatland, designate its boundaries, and provide for its organization and government, and to change the boundaries of Meagher, Sweet Grass, Musselshell and Fergus Counties to conform thereto," report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend Section 1 by striking out in lines 12, 13 and 14, the word "nineteen" and figures "19," and inserting in lieu thereof the word "eighteen" and figures "18," and by striking out in line 13 the word "twenty" and the figures "20" and inserting in lieu thereof the word "nineteen" and figures "19."

Amend Section 4 by striking out in lines 30 and 34, the word "January" and inserting in lieu thereof the word "May."

Amend Section 5 by striking out in lines 47 and 52 the word "January" and inserting in lieu thereof the word "May."

Amend Section 6 by striking out all of said Section and renumbering the remaining sections to conform thereto.

Amend Section 7 by striking out in lines 81 and 85 the word "January" and inserting in lieu thereof the word "May."

Amend Section 8 by striking out in lines 98, 102, 104, 109 and 111, the word "Musselshell" and in line 99 the figure "7," so as to read 4, 5 and 6.

Amend Section 9 by striking out in lines 116 and 117 the word "Musselshell."

Amend Section 11 by striking out in lines 129, 131 and 133 the word "Musselshell."

Amend Section 12 by striking out in lines 142 and 146 the word "Musselshell."

Amend Section 17 by striking out in line 203 the word "Musselshell."

Also

Having had under consideration Sub. S. B. No. 107, a bill for an Act entitled, "An Act to amend Section 1872 of the Revised Codes of 1907, relating to dipping sheep temporarily in this State," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 156, a bill for an Act entitled, "An Act to amend Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909 entitled, 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition—either by construction, purchase or otherwise—and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts and to provide for the payment therefor and for the expense of such districts;

and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Sections 2309 and 2402, both inclusive, of Title X., Part III., of the Revised Codes of Montana of 1907,' by amending Section 38 thereof, relating to 'Limitations on debt incurring power' and by inserting in said Chapter 146, sections to be numbered 56A, 56B, 56C, 56D, 56E and 56F, relating to and providing for the sales of lands for unpaid taxes and assessments, and providing for the issuance of certificates for delinquent taxes and assessments, when the lands sold are struck off to any county of this State, and for the redemption of such certificates," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 122, a bill for an Act entitled, "An Act to amend Sections 1290 and 1291, Chapter 6 of the Political Code, Revised Codes of 1907, designating who shall be eligible for admission into the State Home for Soldiers, Sailors and Marines," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration H. B. No. 192, a bill for an Act entitled, "An Act to impose a license tax on each and every person, corporation or association doing business in the State of Montana as a mining company, owning mines or mining claims, or both, including any quartz vein, lode, placer, or rock in place, containing or bearing copper, lead, or zinc, or all of the aforesaid minerals, and providing penalties for the violation thereof. This Act shall be known as Section 2774-A of the Revised Codes of Montana of 1907," report same back to the House with the recommendation that same do pass.

Eliel moved the adoption of the report of the Committee of the Whole.

Walker moved as a substitute that House Bill No. 192 be segregated from the report.

Substitute motion lost, and thereupon the report of the Committee of the Whole was adopted.

Cutts moved that the Steering Committee be instructed to place House Bills No. 192 at the head of Third Reading tomorrow.

Motion prevailed.

Jewell gave notice that he would move that the following bills up for Third Reading tomorrow be considered read at length: Senate Bills Nos. 77, 145, 107, 156, 122, 120, 133, 100, 151, 79, 41, 160, 58, 129, S. J. R. No. 3 and House Bills Nos. 195, 323, 403, 416, 405, 400, 320 and 192.

Jewell from the Committee on Engrossment reported the following bills correctly engrossed: Nos. 310, 372, 311, 382, 296, 264, 222, 263 and 62.

On motion of Durkan, the House adjourned at 11:10 P. M. until 10:00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifty-Eighth Day

Tuesday, March 4, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chapain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-seventh day and find asme to be correct.

Report adopted.

COMMUNICATIONS FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber,

Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills having been read three several times, were today concurred in, title agreed to, and are returned herewith:

House Bill No. 259, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act appropriating Twenty Dollars (\$20.00) for the relief of J. Eeraerts for a cow killed in error by State Veterinarian."

House Bill No. 255, introduced by Committee on Appropriations, being a bill for an Act entitled, "An Act appropriating Fifty Dollars to the Thomas Cruse Savings bank for refund on account of overpayment to the State Examiner's Fund in the year 1910."

House Bill No. 290, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act to appropriate money from the Bounty Fund for the payment of certain Bounty Claims."

House Bill No. 218, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money for the payment of certain deficiency claims incurred by the State Board of Health."

House Bill No. 258, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money for the deficiency claims of certain persons for services rendered and supplies furnished, which claims were approved by State Board of Examiners."

House Bill No. 257, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act appropriating Twelve (\$12.00) Dollars for the payment of deficiency claim of Herman Hanson."

House Bill No. 210, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money from the Bounty Fund for the payment of certain Bounty claims, proof of which was lost."

House Bill No. 216, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund, refunding money paid in error into the Treasury."

House Bill No. 254, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act appropriating the sum of Forty-eight Dollars Thirty (\$48.30) cents in payment of a deficiency claim for transportation of Satte Militia."

House Bill No. 204, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money for the maintenance of Live Stock Sanitary Board to March 1st, 1913."

House Bill No. 215, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act to appropriate money for the payment of deficiency claims for improvements at the State Prison."

House Bill No. 214, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act appropriating money for the payment of deficiency claims of certain persons for per diem and expenses of the members of the State Board of Examiners for Coal Mine Inspectors."

House Bill No. 211, introduced by Appropriation Committee, being a bill for an Act entitled, "An Act providing for the payment of deficiency claims for the maintenance of the State Prison."

House Bill No. 317, introduced by Gould, being a bill for an Act entitled, "An Act to appropriate money for the construction and furnishing of a hospital and other building and improvements and repair of old buildings and improvements at the State Orphans' Home at Twin Bridges, Montana."

House Bill No. 53, introduced by Harmon, being a bill for an Act entitled, "An Act authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the County Treasury, for the purpose of paying part salary and expenses of a County Agricultural Instructor."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills having been read three several times, were today passed, title agreed to, and are transmitted herewith for concurrence:

Senate Bill No. 159, a bill for an Act entitled, "An Act to amend Section 32 of Chapter 57 of the Twelfth Legislative assembly of the

State of Montana, being an Act providing for a commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation."

Senate Bill No. 174, a bill for an Act entitled, "An Act to appropriate money to pay the per diem and mileage of witnesses called by the Joint Committees appointed to investigate the complaints of settlers on public lands, and to pay the expense incurred by the Joint Committee appointed to investigate charges made against the management of the State Reform School."

Senate Bill No. 171, a bill for an Act entitled, "An Act to fix the salaries of the County Superintendent of the common scholols in the several counties of the State of Montana."

Senate Bill No. 153, a bill for an Act entitled, "An Act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana, and making the members thereof appointive instead of elective."

Senate Bill No. 139, a bill for an Act entitled, "An Act to authorize any Board of County Commissioners to levy a tax of one mill or less on each dollar of taxable property for the purpose of establishing and maintaining a County Fair."

Senate Bill No. 173, a bill for an Act to prohibit the representation, classification, grading or marking of articles of merchandise at or to a higher class, grade or quality than which the same was purchased.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the following bill having been amended by the Senate, and having been read three several times, was concurred in, as amended, and is transmitted herewith for concurrence in Senate Amendments as follows:

House Bill No. 154, a bill for an Act entitled, "An Act establishing a State Athletic Commission and regulating boxing and sparring in the state of Montana."

Amended by Committee on Counties, Towns and Municipal Corporations by striking out the word "twelve" in line 2 of Section 5 of the original bill and inserting in lieu thereof the word "twenty."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill having been amended by the Senate, and having been

read three several times, was concurred in as amended, and is transmitted herewith for concurrence in Senate amendments as follows:

House Bill No. 326, Substitute for House Bill No. 262, a bill for an Act entitled: "An Act to regulate Common Carriers, and to provide for certain rules and regulations looking to the safety and convenience of the traveling public and shippers upon railroad or railway trains; to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead, at grade or otherwise), the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of Joint Freight Rates; to compel the construction or extension of public loading or unloading tracks and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana certain powers in relation to all the foregoing; giving the District Court the power to enforce the rulings of the Commission; giving both parties the right of trial by jury and appeals, and providing a penalty for the violation of this Act."

Amend the title by striking out in lines 8 and 9 thereof, the words "to require the construction of industrial or commercial spurs to industries."

Amend by striking out the whole of Section 2 on page 3 and renumbering Section 3 to read "Section 2;" Section 4 to read "Section 3;" Section 5 to read "Section 4;" Section 6 to read "Section 5;" Section 7 to read "Section 6;" Section 8 to read "Section 7;" Section 9 to read "Section 8" and Section 10 to read "Section 9."

Amend original Section 8, page 6, line 7 thereof, by striking out the words "Two Hundred and" and the figure "2."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Substitute for House Bill No. 74, being a bill for an Act entitled, "An Act creating the office of a State Dairy Commission of the State of Montana, fixing the salary and making an appropriation for the carrying out of the provisions of this Act, and defining the duties thereof; providing for deputies; prescribing the duties of said Dairy Commissioner and his deputies; defining dairy products and imitation of dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream, condensed milk and cheese; providing for the inspection of creameries, cheese, condensed milk and ice cream factories, dairies and utensils; providing penalties for the violation of this Act, and repealing all acts in conflict herewith," having been amended by the Senate and having been read three several times, was today concurred in as amended and is returned herewith for concur-

rence in Senate amendments as follows:

"Amend Section 4, page 5, lines 13 and 13 thereof by striking out after the word 'buildings' the following: 'Must be furnished with a good substantial floor of either concrete, brick or planks, and.'

Further amend said Section 4 by striking out in lines 15 and 16 the words, 'of window glass' and inserting in lieu thereof the word 'opening.'

Amend Section 11, page 9, line 5 thereof by striking out the words director of the Montana Agricultural Experimental Station, and inserting in lieu thereof the words 'State Dairy Commissioner.'

Amend Section 11, page 10 by striking out the word 'Director' in line 2 and inserting in lieu thereof the word 'Commissioner.'

Further amend Section 11, line 4 by striking out the word 'to' and inserting in lieu thereof the words 'in connection with.'

Further amend Section 11, lines 6, 7, 8 and 9 by striking out the words 'Montana State Agricultural College,' and marked 'Montana Agricultural College.' 'A fee sufficient to cover the costs of handling and calibrating shall be charged,' and inserting in lieu thereof the words, 'the State Dairy Commissioner of his deputies as often as the Commissioner may prescribe such testing or calibrating to be done on the premises where such glassware is used.'

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 170 and 175, Senate Joint Memorial No. 7 and Senate Joint Resolution No. 4, were today reported correctly printed.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 10, 115, and 127 were today reported correctly enrolled.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that Senate Bills numbered 139, 153, 159, 171, 173 and 174 were today reported correctly engrossed.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, under date of March 1st, has informed the Senate that he has approved and deposited with the Secretary of State, Substitute for Senate Bill No. 50, "An Act relating to grain elevators, grain warehouses and grain inspection in the State of Montana and elsewhere; fixing fees to be collected as incidental to the main purpose of the bill as aforesaid, and appropriating money to carry forward said main purpose, to-wit: The creation of a Grain Inspection Department in the State."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the members of the Senate Conference Committee appointed to confer with a like Committee of the House to Senate amendments to House Bill No. 123, being a bill for an Act entitled, "An Act to amend Section 38, Chapter 146 of the Laws of Montana of 1909, relating to the limitations on debt incurring power and extending the powers of Commissioners of irrigation districts," today reported that the Committee had agreed to withdraw the Senate amendments to Section 1, line 14, which amendments strike out the words "one-half" and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 180 was today taken from the calendar for third reading and re-referred to the Steering Committee with the request that the Steering Committee place same at the head of the General File for tomorrow.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that pursuant to the request of the House that a Conference Committee be appointed to consider Senate amendments to House Bill No. 309,

the President of the Senate this day appointed the following Senators as the Senate Conferees on said Bill:

DEARBORN,
WHITESIDE,
BURLINGAME.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Enrollment today reported that they had this day transmitted to His Excellency, the Governor, the enrolled copies of Senate Bills Nos. 10, 115 and 127.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were today introduced by unanimous consent, without previous notice, read first and second times and referred:

Senate Bill No. 179 by Abbott: A bill for an Act entitled, "An Act to amend Section 2876 of the Revised Codes of Montana of 1907 relating to the limit of indebtedness each county may incur." To Judiciary Committee.

Senate Bill No. 180 by Abbott: A bill for an Act appropriating money to refund to D. M. Anderson a deposit made in bidding for the construction of a building at the Montana Agricultural College at Bozeman, Montana. To Committee on Finance and Claims.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the Committee on Public Lands, to whom was referred House Bill No. 283, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 350, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 287, today reported, recommending that same be con-

curred in, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred House Bill No. 295, today reported, recommending that said bill be concurred in, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Insurance, to whom was referred Senate Bill No. 177, being a bill for an Act entitled, "An Act to permit insurance companies organized under the laws of the State of Montana to invest funds in bonds of Carey Land Act irrigation projects organized under Montana Laws, in addition to other securities, in which said companies are now authorized to invest their funds, and to permit the State Board of Land Commissioners to invest money derived from the sale of State Lands, and belonging to the permanent land grant funds in bonds of any irrigation district organized under the laws of the State of Montana, and in bonds of any Carey Land Act project organized under Montana laws," today reported, recommending that said bill be indefinitely postponed, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Education, to whom was referred Senate Bill No. 178, being a bill for an Act entitled, "An Act authorizing the appointment of a Chief Clerk to the State Auditor and Commissioner of insurance Ex-Officio, and providing the salary therefor," today reported, recommending that said bill do pass; that the report was adopted, and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 3, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read first and second times and referred to Standing Committees of the Senate:

House Bill No. 72, by Kelly: Referred to Committee on Railroads and Transportation.

House Bill No. 136, by Tighe: Referred to Committee on Judiciary.

House Bill No. 175, by Stewart: Referred to Committee on Counties, Towns and Municipal Corporations.

House Bill No. 357, by Committee on Labor: Referred to Committee on Mines and Mining.

House Bill No. 247, by Kemmis: Referred to Committee on Counties, Towns and Municipal Corporations.

House Bill No. 231, by Christmas: Referred to Committee on Finance and Claims.

House Bill No. 297, by Eliel: Referred to Committee on Railroads and Transportation.

House Bill No. 177, by Murray: Referred to Committee on Counties, Towns and Municipal Corporations.

House Bill No. 199, by Committee on Public Morals. Referred to Committee on Counties, Towns and Municipal Corporations.

House Bill No. 230, by Christmas: Referred to Committee on Finance and Claims.

House Bill No. 360, by Hustead: Referred to Committee on Finance and Claims.

House Bill No. 240, by Norton: Referred to Committee on Fish and Game.

House Bill No. 245, by Christmas: Referred to Committee on Counties, Towns and Municipal Corporations.

House Bill No. 302, by Sickler: Referred to Committee on Counties, Towns and Municipal Corporations.

House Bill No. 358, by Prescott: Referred to Committee on Railroads and Transportation.

House Bill No. 332, by Brower: Referred to Committee on Counties, Towns and Municipal Corporations.

Very respectfully,

G. G. WATT, Secretary.

NOTICES OF BILLS.

The following notice was given:

By Conner: A bill for an Act prohibiting the use of copper or other persuasive influence in the dispensation of cider.

REPORTS OF SELECT COMMITTEES.

Fisher reported as follows:

Mr. Speaker:

We, your Committee appointed to collect funds for the benefit of T. T. Maroney, providing he makes a flight in his aeroplane in or about the State Capitol grounds, beg leave to report that we have collected the sum of \$126.00 and same was paid to T. T. Maroney.

REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under con-

sideration House Bill No. 421, introduced by the Appropriation Committee, a bill for an Act entitled, "An Act appropriating money for the maintenance of the several State Institutions of Montana, for two years, commencing March 1st, 1913, and ending February 28, 1915," beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

Your Committee on Appropriations after having had under consideration H. B. No. 420, introduced by the Appropriation Committee, a bill for an Act entitled, "An Act appropriating money for the maintenance of the Executive and Judicial Departments of the State Government for two years, commencing March 1st, 1913, and ending February 28, 1915," beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Lemmon from the Committee on Privileges and Elections, to whom was referred H. B. No. 422, introduced by Carroll, a bill for an Act entitled, "An Act providing for the submission to the qualified Electors of the State of Montana of an amendment to Section 6 of Article XVI. of the Constitution of the State of Montana, relating to officers, their election or appointment and their terms of office other than officers named in the Constitution," having had same under consideration, beg leave to report back to the House with the recommendation that it do pass.

Report adopted.

Walker from the Committee on Judiciary, reported as follows:

Mr. Speaker:

Your Committee on Judiciary having had under consideration H. B. No. 417, a bill for an Act entitled, "An Act to provide a system for identification of criminals and persons accused of crime, according to the system commonly known as the "Bertillion" method of identification," recommend that same do pass.

Report adopted.

Clark from the Committee on Apportionment and Representation reported as follows:

Mr. Speaker:

We, your Committee on Apportionment and Representation, having had under consideration S. B. No. 99, introduced by Abbott, being a bill for an Act entitled, "An Act to divide the State of Montana into Congressional Districts," do hereby recommend that same be concurred in with the following amendments:

Amend Section 1 by striking out in line 9, the word "Gallatin," and inserting in lieu thereof the word "Teton."

Amend Section 2 by striking out in line 1, the word "Teton," and inserting in lieu thereof the word "Gallatin."

Clark moved the adoption of the report.

MINORITY REPORT.

Murphy and Doggett from the Committee on Apportionment and Representation reported as follows:

Mr. Speaker:

The minority of the Committee on Apportionment and Representation having had S. B. No. 99 under consideration, recommend that the same be concurred in without a Committee amendment.

Stewart moved as a substitute that the Minority report be adopted.

Kirschwing moved as a substitute for all pending motions that the two reports be referred to the Committee on Judiciary.

Motion of Kirschwing to refer lost.

Motion to adopt the Minority Report without amendments prevailed.

Graybeal from the Committee on State Institutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

We, your Committee on State Institutions, Public Building and Grounds, to whom was referred S. B. No. 140, being a bill for an Act entitled, "An Act authorizing the Bureau of Child and Animal Protection to contract with the coporate societies for placing homeless children in good family homes; and providing for the expense thereof," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Graybeal, from the Committee on State Intsitutions, Public Buildings and Grounds reported as follows:

Mr. Speaker:

We, your Committee on State Institutions, Public Building and Grounds, to whom was referred S. B. No. 143, a bill for an Act entitled, "An Act to authorize the compiling and publishing of an official map of the State of Montana, and to enable the State of Montana to purchase 400 copies of the map for State and School purposes," having had same under due consideration, beg leave to report that the following amendments be made:

Amend Section 3 by adding at the end of said section, immediately following the word "State," the following: "and show boundaries of all United States Land Districts. Said map shall be printed in no less than five (5) separate colors."

Amend Section 3 in line 4 of said section, by striking out the word "April" immediately following the word "before," and inserting in lieu thereof the word "August."

Amend Section 4 by adding at the end of said section, immediately following the word "purpose," the following sentence: "The printing of said map shall be done in the State of Montana, and the plate upon which the original map is printed shall belong to said State."

Amend Section 5 by adding at the end of said section, immediately following the word "maps" the following: "and each map shall have

thereon a union label."

Amend Section 6 in line 2, of said section by changing the word "September" to "December."

And as amended, recommend that S. B. No. 143 be concurred in. Report adopted.

Also

Graybeal from the Committee on State Institutions, Public Buildings and Grounds, reported as follows :

Mr. Speaker:

Your Committee on State Institutions, Public Buildings and Grounds, to whom was referred S. B. No. 72, a bill for an Act entitled, "An Act to amend Sections 786, 2196 and 2197 of the Revised Codes of the State of Montana of 1907, as amended by Chapter 76 of the Laws of the Eleventh Legislative Assembly of the State of Montana, relating to the investment of the funds of the State Normal School, Permanent University Fund, Permanent Agricultural College Funds and Permanent School Funds," having had same under consideration, beg leave to report back to the House with the recommendation that same be concurred in.

Report adopted.

McNally from the Committee on Appropriations to whom was referred S. B. No. 167, introduced by Whiteside, being a bill for an Act entitled, "An Act to appropriate money for the payment of the claim of Chas. Munckton for the care and keep of Lee Rhine, a ward of the State," beg leave to report back to the House with the recommendation that this bill be concurred in.

Report adopted.

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education, to whom was referred S. B. No. 75, introduced by Whiteside, having had under consideration same, entitled, "An Act to amend Section 1014 of the Revised Codes of Montana of 1907, entitled, 'An Act to provide for the repayment of moneys borrowed for the maintenance of public schools,' approved January 27th, 1907," do recommend that same be not concurred in.

Report adopted.

Also

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education, to whom was referred S. B. No. 114, introduced by MacRae, having had same under consideration, entitled, "An Act to amend Section 965 of the Revised Codes of Montana of 1907, relating to the compulsory attendance in public schools," do recommend that the same be indefinitely postponed.

Report adopted.

Also

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education, to whom was referred S. B. No.

275, introduced by Kirschwing, having had same under consideration, entitled, "An Act to amend Section 907 of the Revised Codes of Montana of 1907, relating to the abuse of pupils in the public, sectarian or private schools, and providing for the abolition of corporal punishment in said schools, and providing penalties for the violation of this Act," do recommend that same be indefinitely postponed.

Report adopted.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration S. B. No. 169, introduced by Taylor, a bill for an Act entitled, "An Act providing that no license shall be required for moving picture shows in places having a population not exceeding one thousand five hundred," report back to the House with the recommendation that it be concurred in.

Report adopted.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred H. B. No. 123, introduced by Stewart, "An Act to amend Section 38 of Chapter 146 of the Laws of Montana of 1909 relating to the limitations on debt incurring power and extending the powers of Commissioners of Irrigation Districts."

Also

H. B. No. 160, introduced by Gould, "An Act to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officials thereof."

Also

H. B. No. 159, introduced by Gould, "An Act creating the Department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof and fixing their salaries."

Beg leave to report these bills as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 123, "An Act to amend Section 38 of Chapter 146 of the Laws of Montana of 1909 relating to the limitations on debt incurring power and extending the powers of Commissioners of Irrigation Districts."

Also

H. B. No. 160, "An Act to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officials thereof."

Also

H. B. No. 159, "An Act creating the Department of Labor and industry, providing for the appointment, duties and powers of the officers thereof and fixing their salaries."

And signed same in the presence of the House.

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker:

Your Committee on State Boards and Officers, to whom was referred S. B. No. 163, having had under consideration same, being entitled, "An Act to prescribe further duties and powers for the State Examiner; to cause the books and accounts of all incorporated cities and towns and the books and accounts of school districts of the first and second class to be examined at least once each year; to provide for the payment of fees for the examination thereof, and also to allow the State Examiner to appoint another deputy," recommend that the same be concurred in.

Report adopted.

MOTIONS AND RESOLUTIONS.

Kirschwing moved that a Committee of three be appointed to wire the congratulations of the Assembly to the President of the United States.

Motion prevailed and Mr. Speaker thereupon named the following committee, consisting of Kirschwing, Higgins and Cookingham.

McNally moved that the bill relative to the Reading Clerk be considered as printed and be referred to the Steering Committee with instructions to place same on General Orders.

Motion prevailed.

INTRODUCTION OF BILLS.

Eliel was granted permission to introduce an appropriation bill at this time.

The following bills were introduced and placed on file:

By Appropriation Committee: H. B. No. 423. An Act to appropriate money to pay the Reading Clerk of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana, for services rendered the House of Representatives during the said session.

By Glenn: H. B. No. 424. A bill for an Act entitled, "An Act to require prisoners confined in county jails to work on the public highways of said county; and to prescribe the power and duties of Boards of County Commissioners and Sheriffs relative to the working of said prisoners."

By Kelly: H. B. No. 425. A bill for an Act to create the County of Edwards, define its boundaries, provide for its organization and government, and to change the boundaries of Rosebud county to conform thereto.

By Eliel: H. B. No. 426. A bill for an Act entitled, "An Act to appropriating money for the purpose of completing the Mural Decorations of the Lobby of the House of Representatives at the State Capitol."

READING OF SENATE BILLS.

S. B. No. 158, read first and second times by title only and referred to the Committee on Public Morals, Charities and Reforms.

S. B. No. 139, read first and second times by title only and referred to Committee on Fairs and Expositions.

S. B. No. 153, read first and second times by title only and referred

to Committee on State Boards and Officers.

S. B. No. 159, read first and second times by title only and referred to Committee on Affairs of Cities.

S. B. No. 171, read first and second times by title only and referred to Committee on Education.

S. B. No. 173, read first and second times by title only and referred to Committee on Improvements and Manufacturing.

S. B. No. 174, read first and second times at length and referred to Committee on Appropriations.

READING OF HOUSE BILLS.

H. B. No. 423, read first and second times at length and referred to Committee on Appropriations.

H. B. No. 424, read first and second times by title only and referred to Committee on Townships and Counties.

H. B. No. 425, read first and second times by title only and referred to Committee on New Counties and Divisions.

H. B. No. 426, read first and second times at length and referred to Committee on Appropriations.

Jewell announced at this time that the Joint Committee appointed to investigate the Carey Land Act and Reclamation Service were ready to report.

Higgins moved that the report be received and placed on file and that the House concur in the action of the Senate in having 1,000 copies printed.

Motion prevailed.

Drinkard moved that the House appoint a Committee of three as a Conference Committee on the question of the Highway Bill, the Senate doing likewise.

Motion prevailed and Mr. Speaker appointed Drinkard, Rhoades and Blake on said committee.

REPORT OF JOINT CONFERENCE COMMITTEE,

Minor, Byrnes, Mayfield, Edwards and Day reported as follows:

Mr. Speaker:

Your Joint Conference Committee appointed to confer with a like Committee of the Senate relative to S. B. Nos. 12 and 34, and H. B. Nos. 1 and 134, beg leave to report that we have met in joint conference and after considering all compensation bills introduced in the House of Representatives and Senate this session, we submit the bill agreed upon by the Joint Conference Committee and introduced today in the Senate as a Substitute for all bills in the House of Representatives and Senate this session.

MINORITY REPORT.

Cutts reported as follows:

Mr. Speaker:

A minority of your Joint Conference Committee appointed to consider S. B. Nos. 12 and 34 and H. B. Nos. 1 and 134, relative to employers' liability and workmen's compensation, beg leave to report that we cannot agree with the Conference Committee Bill, as sub-

mitted to the Senate and House of Representatives by the majority of the Committee, believing the same to be wholly inadequate to present industrial needs and further believing that the bill as presented will prove unsatisfactory to employer, employee and the public at large.

Inasmuch as the limited time remaining in which the Assembly might consider a new compensation measure, precludes the possibility of introducing any voluminous bill on this subject, we beg leave to submit the appended bill in lieu of all proposed compensation measures before the Assembly.

Cutts moved that both the Conference Committee reports on compensation be accepted without prejudice, that the bill recommended in the minority report be ordered printed with instructions to the Committee on Printing that they be placed on the desks tonight.

Rhoades moved the previous question.

Motion prevailed.

Motion of Cutts adopted.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

We, your Committee on Enrollment, beg leave to report that we have this day at 11:00 A. M., deposited with His Excellency, the Governor, H. B. Nos. 169, 159, 160 and 123.

On motion of Rhoades, the House took a recess at 11:50 A. M. until 1:30 P. M.

AFTERNOON SESSION.

House reassembled at 1:30 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor:

EXECUTIVE OFFICE,

Helena, Montana.

March 4th, 1913.

The Speaker of the House of Representatives,

House of Representatives,

Helena, Montana.

I have this day approved and deposited with the Secretary of State the following House measures:

H. B. No. 84. An Act to provide an executive residence for the Governor of Montana; to provide for the furnishing and maintenance of the same and to appropriate money for all of said purposes.

H. B. No. 191. An Act authorizing the payment of certain bounty claims and appropriating money from the State Bounty Fund for the payment thereof.

S. V. STEWART,
Governor.

RESOLUTION.

Collins introduced a resolution asking for the appointment of a

Joint Investigating Committee by the House and Senate and moved its adoption.

Sickler moved to lay the motion on the table.

Eliel raised the question of consideration.

By a vote of 35 to 29, consideration of the resolution was ordered. Walker moved the previous question.

Motion prevailed.

Upon roll call the resolution was adopted by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Burns, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hustead, Jahreiss, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mains, Mayfield, Meadors, Murphy, Norton, Nye, Pope, Working and Mr. Speaker—44.

Noes: Blake, Brower, Camp, Carnal, Clay, Cutts, Day, Doggett, Eliel, Ezekiels, Fisher, Gleason, Glenn, Heinrich, Hough, Huddleston, Johnson, Jordan of Dawson, Kiley, Largey, Lemmon, McMahon, McNally, O'Neill, Phillips, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Walker and Word—37.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Prescott—1.

Day, Harmon and Phillips reported as follows:

Mr. Speaker:

We, your Committee on Conference to consider the Senate Amendments to H. B. No. 309, entitled, "An Act for the submission to the qualified Electors of the State of Montana, of an increase in the rate of taxation, for a period of ten years on real and personal property to raise revenue for the support of the State Educational Institutions," beg leave to report that we met with the Senate members and found that the amendment objected to by the House was due to a mistake in drafting the Senate amendment to Section 1, which mistake can readily be corrected, and we therefore beg leave to recommend that Section 1 be further amended by striking out in line fifteen (15) of the original bill, the words "no more than" and inserting in lieu thereof the word "that," and as thus amended, the Senate amendments be accepted and the bill as amended in the Senate and by your Conference Committee, be concurred in.

Report adopted.

Burns from the Committee on State Board and Officers reported as follows:

Mr. Speaker:

Your Committee on State Board and Officers, to whom was referred S. B. No. 162, having had same under consideration, entitled, "An Act to amend Sections 5 and 16 of Chapter 148, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act to create and establish the office of State Fire Marshal, to provide for his appointment, fixing his salary and defining the powers and duties of certain other officials in relation thereto,' providing for the

appointment of Deputy State Fire Marshals, and enlarging the powers of the State Fire Marshal," recommend that the same be concurred in.

Report adopted.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following House Bills as correctly printed:

Nos. 419 and 420.

THIRD READING OF BILLS.

Senate Amendments to H. B. No. 74 having been read three several times were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—78.

Noes—None.

Paired: Murray and Tighe—2.

Absent and not voting: Christmas, Crull, Kelly, Kuphal, Mayfield and Prescott—6.

Senate Amendments to H. B. No. 154 were not concurred in by the following vote:

Ayes: Blake, Burnett, Carnal, Clay, Cutts, Durkan, Ezekiels, Fisher, Gleason, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kiley, Largey, Lemmon, McMahon, McNally, Mains, Murphy, Norton, Phillips, Sickler, Spogen, Stewart, Sullivan, Sweet and Walker—31.

Noes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Eliel, Ellingson, Fishbaugh, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Jordan of Flathead, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Meadors, Nye, O'Neill, Pope, Poulsson, Rowe, Smith, Word, Working and Mr. Speaker—47.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Christmas, Mayfield, Prescott and Rhoades—4.

Kelly moved that a Conference Committee of three be appointed to act with a like committee from the Senate on Senate Amendments to H. B. No. 154.

Pope moved to lay the motion on the table.

Motion to table lost.

Motion for Conference Committee prevailed, and Mr. Speaker

named the following committee, consisting of Norton, Clay and Glenn in conformity therewith.

Senate Amendments to Sub. H. B. No. 326 were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Stewart, Sweet, Walker, Working and Mr. Speaker—72.

Noes: Kelly and Lemmon—2.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Carnal, Christmas, Jordan of Flathead, Mayfield, Prescott, Rhoades, Sullivan and Word—8.

On motion of Jewell, in accordance with notice previously given, all bills on the board for third reading were considered as read.

THIRD READING OF HOUSE BILLS.

H. B. No. 192 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Burnett, Camp, Christmas, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gould, Graybeal, Harmon, Henley, Holt, Jewell, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Lovelace, McClung, MacRae, Mains, Nye, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Working and Mr. Speaker—43.

Noes: Blake, Brower, Burns, Carnal, Clay, Cutts, Day, Doggett, Eliel, Ezekiels, Gleason, Glenn, Heinrich, Higgins, Hough, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kiley, Largey, Lemmon, McNally, Meadors, Murphy, Norton, O'Neill, Smith, Spogen, Stewart, Sullivan, Sweet and Walker—35.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Clark, Mayfield, Prescott and Word—4.

Title agreed to.

H. B. No. 416 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Christmas, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Hough, Hustead, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, Nye, O'Neill, Phillips,

Pope, Poulsson, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—74.

Noes: Huddleston—1.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Clark, Higgins, Jordan of Flathead, Lovelace, Mayfield, Prescott and Smith—7.

Title agreed to.

Senate Amendments to H. B. No. 309 were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Burnett, Burns, Carnal, Christmas, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—74.

Noes: Blair of Powell—1.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Camp, Clark, Collins, Crull, Durkan, Mayfield and Prescott—7.

Amendments made by Conference Committee in their report on H. B. No. 31 were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Meadors, Murphy, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—76.

Noes: Sickler—1.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Crull, Fisher, Kelly, Mayfield and Prescott—5.

Jewell from the Committee on Engrossment reported as follows: Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. Nos 71 and 192, beg leave to report the same back to the House as correctly engrossed.

THIRD READING OF SENATE BILLS.

S. B. No. 120 having been read three several times was concurred in by the following vote:

Ayes: Blake, Brower, Carnal, Clay, Cutts, Day, Doggett, Eliel,

Ezekiels, Fisher, Gleason, Glenn, Harmon, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kemmis, Kiley, Largey, Lemmon, Lovelace, McMahon, McNally, Mains, Meadors, Murphy, Norton, O'Neill, Poulsson, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Word, Working and Mr. Speaker—42.

Noes: Annin, Blair of Ravalli, Blair of Powell, Burnett, Burns, Camp, Clark, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Jewell, Jordan of Flathead, Kelly, King, Kirschwing, McClung, MacRae, Mayfield, Nye, Phillips, Pope, Sickler and Walker—36.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Christmas, Collins, Crull and Prescott—4.
Title agreed to.

S. B. No. 123 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, Nye, O'Neill, Pope, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Working and Mr. Speaker—71.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Carnal, Collins, Crull, Mayfield, Phillips, Poulsson, Prescott, Stewart, Sweet, Walker and Word—11.

Title agreed to.

S. B. No. 100 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Norton, Nye, O'Neill, Pope, Rhoades, Rowe, Smith, Spogen, Working and Mr. Speaker—63.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Carnal, Collins, Crippen, Crull, Day, Doggett, Eliel, Hustead, Mayfield, Murphy, Phillips, Poulsson, Prescott, Sickler, Stewart, Sullivan, Sweet, Walker and Word—19.

Title agreed to.

MESSAGE FROM THE SENATE.

The following communication was received from the Senate:
Senate Chamber,
Helena, Montana.

March 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 180, introduced by Rhoades, being a bill for an Act entitled, "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measurers, providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly," having been amended by the Senate, and having been read three several times, was this day concurred in as amended, title agreed to, and is returned herewith for concurrence in Senate amendments as follows:

Amend Section 11, page 9, by striking out all of said section except sub-divisions f, g and k, and by re-designation of said sub-divisions as a, b and c of said Section 11.

Amend Section 12, page 13, by striking out all of said section beginning with the first line thereof, and ending with line 12 of said section, and inserting in lieu thereof the following:

"Section 12. From and after January 1st, 1914, it shall be unlawful for any person or persons, association or corporation, to sell or offer for sale in this State, any commodity or article of merchandise in a package or container without having such package or container labelled in plain, intelligible words and figures, with a correct statement of the net weight, measure or numerical count of its contents; provided that nothing in this section shall prevent the putting up of commodities or articles of merchandise which have been previously sold by net weight, measure or numerical count, into packages or containers for the purpose of delivering or transporting such commodities or articles of merchandise.

Provided further, that nothing in this section shall apply to commodities or articles of merchandise, except milk and cream offered for sale or sold in packages or containers at a price of ten cents or less per such package."

Amend Section 32 by striking out all of said section and inserting in lieu thereof the following:

"Section 32. This Act shall be in full force and effect from and after its passage and approval."

Very respectfully,

G. G. WATT, Secretary.

THIRD READING OF SENATE AMENDMENTS TO H. B. No. 180.

Senate Amendments to H. B. No. 180 were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower,

Burns, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Lemmon, Lovelace, McClung, McNally, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Smith, Spogen, Sullivan, Word, Working and Mr. Speaker—58.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Carnal, Crippen, Crull, Day, Eliel, Fishbaugh, Graybeal, Harmon, Jewell, Johnson, King, Largey, McMahon, Mayfield, Meadors, Murphy, Phillips, Prescott, Rhoades, Sickler, Stewart, Sweet and Walker—24.

THIRD READING OF SENATE BILLS.

S. B. No. 151, having been read three several times, was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burns Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Lemmon, McClung, MacRae, Mains, Meadors, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Smith, Spogen, Sullivan, Word, Working and Mr. Speaker—60.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Crippen, Crull, Day, Eliel, Fishbaugh, Graybeal, Harmon, Johnson, Largey, Lovelace, McMahon, McNally, Mayfield, Murphy, Norton, Phillips, Prescott, Sickler, Stewart, Sweet and Walker—22.

Title agreed to.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor:
EXECUTIVE OFFICE,

Helena, Montana.

March 4, 1913.

The Speaker of the House of Representatives,

House of Representatives,

Helena, Montana.

I herewith return to your Honorable Body H. B. No. 181, introduced by Blake, entitled, "An Act to exempt honorably discharged sailors and soldiers of the War of the Rebellion and honorably discharged sailors and soldiers of the War with Spain, the Philippine Insurrection or the Boxer Uprising in China, from the payment of road tax and poll tax," without my approval and with objections thereto, which are as follows:

In my opinion this bill is so broad as to exempt the persons

enumerated from the payment of a property tax when levied for road purposes, and is therefore in direct conflict with Sections 1 and 2, Article XII. of the Constitution.

The Attorney General of the State of Montana, answering my query as to the constitutionality of this Act, well says: "The tax referred to in the bill is not confined to head or poll tax, but it appears to relate to head tax or poll tax of every description and also to road tax of every description. There are two methods of raising money for road purposes, one is the special road tax provided for in Section 1344, Revised Codes, which is a poll tax or head tax, and in addition to this the regular or special levy for the purpose of raising money for the construction of roads or the payment of indebtedness as evidenced by bonds or otherwise theretofore contracted for the construction of highways or bridges. The phrase 'tax of every description,' would seem to be broad enough to include both of these systems of taxation. If, however, the bill is meant only to include the special road tax provided for in Section 1344 and the poll tax or poor tax, the bill is still violative of the provisions of our Constitution, which prevents the enactment of local or special laws or granting 'any special or exclusive privilege, immunity or franchise whatsoever,' as contained in Section 26, Article V. of the State Constitution, and probably in violation of the provisions of Section 11, Article XII. of the State Constitution."

The courts of many States have held that special privileges and immunities, unless based upon very reasonable classifications, are in violation of the equal rights clause of the Constitution, so that under the decisions of other courts and of our own State, this bill would seem to be unconstitutional and therefore inoperative.

In view of the foregoing, it seems proper to withhold my approval from said H. B. No. 181, which I therefore respectfully do.

Yours truly,

S. V. STEWART,

Governor.

Upon roll call, the veto of the Governor was sustained and H. B. No. 181 was rejected by the following vote:

Ayes—None.

Noes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burns, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Lemmon, Lovelace, McClung, McNally, MacRae, Mains, Meadors, Norton, Nye, O'Neill, Phillips, Poulsson, Rowe, Smith, Stewart, Sullivan, Word, Working and Mr. Speaker—59.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Blake, Burnett, Carnal, Crippen, Cruil, Cutts, Day, Eliel, Graybeal, Harmon, Johnson, Jordan of Flathead, Largey, McMahon, Mayfield, Murphy, Pope, Prescott, Rhoades, Sickler, Spogen, Sweet and Walker—23.

READING OF SENATE BILLS.

S. B. No. 79 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Lemmon, Lovelace, McNally, MacRae, Mains, Meadors, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Rowe, Smith, Spogen, Sullivan, Word, Working and Mr. Speaker—64.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Blake, Carnal, Crippen, Crull, Cutts, Day, Eliel, Graybeal, Johnson, Jordan of Flathead, Largey, McMahon, Mayfield, Murphy, Prescott, Sickler, Sweet and Walker—18.

Title agreed to.

S. B. No. 41 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burns, Camp, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Kemmis, Kiley, King, Kirschwing, Lemmon, McClung, MacRae, Mains, Meadors, Norton, O'Neill, Pope, Poulsson, Rhoades, Smith, Spogen, Stewart, Sullivan, Word, Working and Mr. Speaker—55.

Noes: Blair of Powell, Collins, Nye and Phillips—4.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Blake, Burnett, Carnal, Crippen, Day, Eliel, Fishbaugh, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Largey, Lovelace, McMahon, McNally, Mayfield, Murphy, Prescott, Rowe, Sickler, Sweet and Walker—23.

Title agreed to.

S. B. No. 160 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Burns, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Doggett, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Hustead, Jahreiss, Jewell, Kelly, Kemmis, Kiley, King, Kirschwing, Lovelace, McClung, MacRae, Meadors, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Smith, Spogen, Stewart, Sullivan, Word, Working and Mr. Speaker—54.

Noes: Blair of Powell and Drinkard—2.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Blake, Burnett, Carnal, Crippen, Day, Durkan, Eliel, Ezekiels, Fishbaugh, Huddleston, Johnson, Jordan of Flathead, Jordan of Dawson, Largey, Lemmon, McMahon, McNally, Mains,

Mayfield, Murphy, Phillips, Prescott, Rowe, Sickler, Sweet and Walker—26.

Title agreed to.

S. B. No. 58 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carnal, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Drinkard, Durkan, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Word, Working and Mr. Speaker—71.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Clay, Day, Doggett, Eliel, Ezekiels, Heinrich, Mayfield, Phillips, Prescott and Walker—11.

Title agreed to.

S. B. No. 129 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Smith, Spogen, Sullivan, Sweet, Word, Working and Mr. Speaker—70.

Noes: Heinrich—1.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Day, Eliel, Mayfield, Phillips, Prescott, Rowe, Sickler, Stewart and Walker—11.

Title agreed to.

Senate Joint Resolution No. 3 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burns, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Word, Working and Mr. Speaker—

er—75.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Day, Mayfield, Phillips, Prescott, Sweet and Walker—7.

Title agreed to.

Fifteen members of the House having demanded a call of the House, Mr. Speaker directed the Clerk to call the roll and all the members were found present excepting those who were sick and paired.

On motion of Day, further proceedings under the call of the House were dispensed with.

THIRD READING OF SENATE BILLS.

S. B. No. 48 having been read three several times was concurred in as amended by the following vote:

Ayes: Annin, Blake, Brower, Camp, Carnal, Clark, Clay, Cookingham, Crippen, Crull, Cutts, Doggett, Eliel, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Graybeal, Harmon, Heinrich, Hough, Huddleston, Jahreiss, Johnson, Jordan of Dawson, Kemmis, Kiley, Largey, Lemmon, Lovelace, McManon, McNally, Mains, Murphy, Norton, Prescott, Rowe, Stewart, Sullivan, Sweet, Word, Working and Mr. Speaker—44.

Noes: Blair of Ravalli, Blair of Powell, Burnett, Burns, Christmas, Collins, Conner, Cramer, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Gould, Henley, Higgins, Holt, Hustead, Jewell, Jordan of Flathead, Kelly, King, Kirschwing, McClung, MacRae, Meadors, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Sickler, Smith and Walker—36.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Excused: Mayfield and Spogen—2.

Absent and not voting—None.

Title agreed to.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 309, beg leave to report same back to the House as correctly engrossed.

Lovelace moved at 5:40 to recess until 7:30 P. M.

Motion lost.

Cutts moved that the explanations of the members in voting be limited to one minute.

Motion prevailed.

THIRD READING OF SENATE BILLS.

S. B. No. 47 having been read three several times was concurred in as amended by the following vote:

Ayes: Blake, Brower, Camp, Carnal, Clark, Clay, Cookingham, Crull, Cutts, Davis, Doggett, Eliel, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Harmon, Heinrich, Hough, Huddleston, Jahreiss, Johnson, Jordan of Dawson, Kemmis, Kiley, Largey, Lemmon, Lovelace, McMa-

hon. McNally, Mains, Meadors, Murphy, Norton, Poulsson, Prescott, Rowe, Stewart, Sullivan, Sweet, Word, Working and Mr. Speaker—44.

Noes: Annin, Blair of Ravalli, Blair of Powell, Burnett, Burns, Christmas, Collins, Conner, Cramer, Crippen, Davidson, Day, Drinkard, Ellingson, Gould, Graybeal, Henley, Higgins, Holt, Hustead, Jordan of Flathead, Kelly, King, Kirschwing, McClung, MacRae, Nye, O'Neill, Phillips, Pope, Rhoades, Sickler, Smith and Walker—34.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Excused: Mayfield and Spogen—2.

Absent and not voting: Durkan and Jewell—2.

Title agreed to.

S. B. No. 77 having been read three several times was concurred in by the following vote:

Ayes: Blake, Brower, Camp, Carnal, Clay, Cookingham, Crull, Cutts, Davis, Day, Doggett, Eliel, Ezekiels, Fisher, Gleason, Glenn, Harmon, Heinrich, Hough, Huddleston, Jahreiss, Johnson, Jordan of Dawson, Kemmis, Kiley, Largey, Lemmon, Lovelace, McMahon, McNally, Mains, Meadors, Murphy, Norton, Prescott, Stewart, Sullivan, Sweet, Word and Working—40.

Noes: Annin, Blair of Ravalli, Blair of Powell, Burnett, Burns, Christmas, Clark, Collins, Conner, Cramer, Crippen, Davidson, Drinkard, Ellingson, Fishbaugh, Gould, Graybeal, Henley, Higgins, Holt, Hustead, Jewell, Jordan of Flathead, Kelly, King, Kirschwing, McClung, MacRae, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Walker and Mr. Speaker—39.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Excused: Mayfield and Spogen—2.

Absent and not voting: Durkan—1.

Title agreed to.

S. B. No. 145 having been read three several times was concurred in as amended as follows:

Amend the title by striking out in line 3 of title, the word "Musselshell."

Ayes: Blake, Brower, Camp, Carnal, Clay, Cookingham, Crull, Cutts, Doggett, Eliel, Ezekiels, Fisher, Gleason, Glenn, Harmon, Heinrich, Hough, Huddleston, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, Largey, Lemmon, Lovelace, McMahon, McNally, Mains, Meadors, Murphy, Norton, Nye, Sickler, Spogen, Stewart, Sullivan, Sweet Word and Working—41.

Noes: Annin, Blair of Ravalli, Blair of Powell, Burnett, Burns, Christmas, Clark, Collins, Conner, Cramer, Crippen, Davidson, Day, Drinkard, Durkan, Ellingson, Fishbaugh, Gould, Graybeal, Henley, Higgins, Holt, Hustead, Jewell, King, Kirschwing, McClung, MacRae, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Walker and Mr. Speaker—38.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Excused: Mayfield—1.

Absent and not voting: Davis and Jordan of Flathead—2.

Title agreed to.

On motion of Crippen, the House took a recess at 6:20 P. M. until 8:00 P. M.

EVENING SESSION.

House reassembled at 8:00 P. M.

Mr. Speaker in the chair.

On motion of Jewell, explanation of votes was limited to one minute.

THIRD READING OF SENATE BILLS.

Substitute for S. B. No. 107 having been read three several times, was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Durkan, Eliel, Fisher, Gleason, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kiley, King, Lemmon, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Sullivan, Sweet, Word and Working—48.

Noes: Christmas, Drinkard, Ellingson, Fishbaugh, Jewell Lovelace and McClung—7.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Blair of Powell, Burnett, Burns, Clark, Cutts, Doggett, Ezekiels, Glenn, Graybeal, Higgins, Hough, Jordan of Flathead, Kemmis, Kirschwing, Largey, McMahon, McNally, MacRae, Mayfield, Meadors, Phillips, Prescott, Rhoades, Spogen, Stewart, Walker and Mr. Speaker—27.

Title agreed to.

S. B. No. 156 having been read three several time was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Christmas, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Lemmon, Lovelace, McClung, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Sullivan, Sweet, Word, Working and Mr. Speaker—59.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Blair of Powell, Burnett, Burns, Clark, Cutts, Ezekiels, Glenn, Graybeal, Higgins, Hough, Kemmis, Kirschwing, Largey, McMahon, McNally, MacRae, Mayfield, Meadors, Phillips, Prescott, Spogen, Stewart and Walker—23.

Title agreed to.

S. B. No. 122 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Christmas, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Hustead,

Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Largey, Lemmon, Lovelace, McClung, McNally, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Sullivan, Sweet, Word, Working and Mr. Speaker—61.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting—Blair of Powell, Burnett, Burns, Clark, Cutts, Ezekiels, Gleason, Glenn, Graybeal, Higgins, Hough, Kirschwing, McMahon, MacRae, Mayfield, Meadors, Phillips, Prescott, Spogen, Stewart and Walker—21.

Title agreed to.

THIRD READING OF HOUSE BILLS.

H. B. No. 60 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Smith, Spogen, Sullivan, Sweet, Word, Working and Mr. Speaker—65.

Noes: Sickler—1.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Carnal, Cutts, Graybeal, Higgins, Holt, Hough, Kirschwing, Mayfield, Meadors, Murphy, Phillips, Prescott, Stewart and Walker—16.

Title agreed to.

H. B. No. 400 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Word, Working and Mr. Speaker—67.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Carnal, Cutts, Graybeal, Higgins, Hough, Johnson, Lemmon, Mayfield, Meadors, Phillips, Prescott, Stewart and Walker—15.

Title agreed to.

H. B. No. 403 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower,

Camp, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Gould, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McNally, MacRae, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Word, Working and Mr. Speaker—63.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Carnal, Clay, Crull, Cutts, Day, Graybeal, Harmon, Higgins, Hough, McMahon, Mayfield, Meadors, Phillips, Prescott, Rhoades, Stewart and Walker—19.

Title agreed to.

H. B. No. 405 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Doggett Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Holt Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—64.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Cutts, Day, Graybeal, Harmon, Higgins, Hough, Jordan of Flathead, Jordan of Dawson, Mayfield, Meadors, Phillips, Prescott, Rhoades, Stewart and Sweet—18.

Title agreed to.

H. B. No. 323 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Doggett, Drinkard Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—67.

Noes: Blair of Powell—1.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Cutts, Day, Higgins, Hough, Jordan of Dawson, Mayfield, Meadors, Phillips, Prescott, Rhoades and Stewart—14.

Title agreed to.

H. B. No. 195 having been read three several times was passed

by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Murphy, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sweet, Word, Working and Mr. Speaker—61.

Noes: Blake and Hustead—2.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Carnal, Crull, Cutts, Day, Higgins, Hough, Jordan of Dawson, McNally, Mayfield, Meadors, Norton, Phillips, Prescott, Rhoades, Stewart, Sullivan and Walker—19.

Title agreed to.

H. B. No. 320 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kiley, King, Largey, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—65.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Carnal, Crull, Cutts, Day, Higgins, Holt, Jordan of Dawson, Kirschwing, McNally, Mayfield, Meadors, Phillips, Prescott, Rhoades and Stewart—17.

Title agreed to.

H. B. No. 62 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, Kailey, King, Kirschwing, Lemmon, Lovelace, McClung, McMahon, MacRae, Mains, Murphy, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—66.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Carnal, Crull, Day, Higgins, Holt, Jordan of Dawson, Largey, McNally, Mayfield, Meadors, Phillips, Prescott, Rhoades and Stewart—16.

Title agreed to.

H. B. No. 222 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—64.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Carnal, Crull, Day, Ezekiels, Fishbaugh, Higgins, Holt, Jordan of Dawson, Kiley, Mayfield, Meadors, Murphy, Phillips, Prescott, Rhoades and Stewart—18.

Title agreed to.

H. B. No. 263 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Doggett, Drinkard, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kelly, Kemmis, King, Kirschwing, Largey, McClung, McMahon, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—55.

Noes: Conner—1.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Carnal, Crull, Day, Durkan, Eliel, Ezekiels, Fishbaugh, Higgins, Holt, Jordan of Flathead, Jordan of Dawson, Kiley, Lemmon, Lovelace, McNally, Mayfield, Meadors, Murphy, Phillips, Prescott, Rhoades, Smith, Stewart and Sweet—26.

Title agreed to.

H. B. No. 264 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Camp, Carnal, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Drinkard, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Hough, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Largey, McClung, McMahon, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Walker, Working and Mr. Speaker—57.

Noes: Blair of Powell, Brower, Conner, Doggett and Hustead—5.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Day, Durkan,

Fishbaugh, Higgins, Jordan of Flathead, Kiley, Lemmon, Lovelace, McNally, Mayfield, Meadors, Murphy, Phillips, Prescott, Rhoades, Stewart and Word—20.

Title agreed to.

H. B. No. 296 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Largey, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Walker, Working and Mr. Speaker—65.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Day, Fishbaugh, Glenn, Kiley, Lemmon, Mayfield, Meadors, Murphy, Phillips, Prescott, Rhoades, Stewart, Sweet and Word—17.

Title agreed to.

H. B. No. 382 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Camp, Carnal, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Word, Working and Mr. Speaker—62.

Noes: Blair of Powell, Brower and Christmas.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Cutts, Day, Durkan, Fishbaugh, Glenn, Hough, Kiley, Mayfield, Meadors, Murphy, Phillips, Prescott, Rhoades and Stewart—17.

Title agreed to.

H. B. No. 311 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Word, Working and Mr. Speaker—62.

Noes: Blair of Powell, Collins and Kemmis—3.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Cutts, Day, Fishbaugh, Glenn, Hough, Kelly, Kiley, Mayfield, Meadors, Murphy, Phillips, Prescott, Stewart and Walker—17.

Title agreed to.

H. B. No. 310 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—65.

Noes—None.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Cutts, Day, Fishbaugh, Fisher, Hough, Jordan of Dawson, Kelly, Kemmis, Mayfield, Meadors, Murphy, Phillips, Prescott and Stewart—17.

Title agreed to.

H. B. No. 372 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, Mains, Norton, Nye, O'Neill, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Walker, Word, Working and Mr. Speaker—65.

Noes: Blair of Powell, Graybeal, MacRae and Sweet—4.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Cutts, Hough, Kemmis, Mayfield, Meadors, Murphy, Phillips, Pope, Prescott and Stewart—13.

Title agreed to.

H. B. No. 71 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Norton, Nye, O'Neill,

Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Walker, Word, Working and Mr. Speaker—64.

Noes: Blair of Powell, Heinrich, Jordan of Dawson and Kelly—4.

Paired: Carroll, Kuphal, Murray and Tighe—4.

Absent and not voting: Burnett, Burns, Crull, Cutts, Davis, Holt, Hough, Kemmis, Mayfield, Meadors, Murphy, Phillips, Prescott and Stewart—14.

Title agreed to.

REPORTS OF STANDING COMMITTEES.

McNally from the Committee on Appropriation reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration S. B. No. 174, introduced by the Committee on Finance and Claims, a bill for an Act entitled, "An Act to appropriate money to pay the per diem and mileage of witnesses called by the Joint Committee appointed to investigate the complaints of settlers of public lands, and to pay the expenses incurred by the Joint Committee appointed to investigate charges made against the management of the State Reform School," beg leave to report the same back to the House with the recommendation that it be concurred in.

Report adopted.

Also

McNally from the Committee on Appropriations reported as follows:
Mr. Speaker:

Your Committee on Appropriations after having had under consideration H. B. No. 426, introduced by Eliel, a bill for an Act entitled, "An Act appropriating money for the purpose of completing the Mural Decorations in the lobby of the House of Representatives," beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

Kirschwing, Cookingham and Higgins reported as follows:

Mr. Speaker:

We, your Committee appointed to felicitate the Honorable Woodrow Wilson upon his inauguration as President, beg leave to report that the following message was sent:

To His Excellency, Woodrow Wilson,
President of the United States,
Washington, D. C.

The House of Representatives of the Thirteenth Legislative Assembly of the State of Montana send greetings upon this, the first day of your term as President of the United States and express confidence in your ability to handle the affairs of this Nation, and wish you the success we know you will achieve as Chief Executive of this country.

Report adopted.

Jahreiss from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report the following

House Bills as correctly printed:

Nos. 345, 411, 414, 421 and 427.

INTRODUCTION OF BILLS.

By McNally: H. B. No. 428. An Act to appropriate money for the payment of the salary of the State Tax Commissioner and the salary of the Secretary of the State Tax Commissioner.

READING OF BILLS.

H. B. No. 428, read first and second times at length and referred to Committee on Appropriations.

On motion of McNally, H. B. No. 428 was considered as reported favorably by the Committee on Appropriations, was considered printed, was considered engrossed and the Steering Committee was instructed to place the same on General Orders.

Blake moved to adjourn until 10:00 A. M. tomorrow morning.

Lovelace moved as a substitute that the House do now resolve itself into a Committee of the Whole for the consideration of General Orders with debate limited to eight minutes on any one bill.

Substitute motion lost.

Motion to adjourn prevailed and the House adjourned at 10:00 P. M. until 10:00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Fifty-Ninth Day

Wednesday, March 5, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-eighth day and find same to be correct.

Report adopted.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber,

Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the joint Conference Committee appointed to confer on amendment to House Bill No. 31, today reported, recommending that Senate amend-

ment be withdrawn, and in lieu thereof, insert the following:

"And provided further, that overtime at extra compensation shall be allowed where life or property is in imminent danger."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 105, being a bill for an Act entitled, "An Act to appoint a State Tax Commission, to define the powers and duties thereof; to provide for the appointment of a County Board of Appraisers and define the powers and duties thereof," today reported, recommending that said bill be concurred in, with the following amendments:

Amend Section 4, at line 28, printed bill, by striking out the words "the State Tax Commission shall each year" and substitute in lieu thereof the following words: "the Board of County Commissioners of each county in this State shall every two years."

Amend line 34, Section 4, by striking out the word "Commission" and inserting in lieu thereof the word "Commissioner" after the word "tax."

By striking out all of line 34 after the word "thereof" and lines 35 and 36.

Amend Section 6 as follows: By striking out the word "affix" on line 42, and inserting in lieu thereof the word "fix."

By striking out on lines 43 and 44 the words "which valuation and appraisement, so fixed, shall constitute value, or," and insert in lieu thereof the words, "which valuation shall be fixed at the."

Amend line 45 by inserting after the first two letters "ty," the words, "for assessment purposes," and by inserting after the words "shall be made," the words "for such purposes."

Amend by adding after the word "counties" on line 48, the following words, "and all property of the same kind and class shall be appraised fairly and without discrimination."

Amend Section 8 as follows: By inserting in line 54 after the word "appraise," the words "as aforesaid" and by inserting after the word "merchandise" on same line the words "and personal property."

By striking out in line 55 after the word "the" the words "rules of the State Tax Commission," and inserting in lieu thereof "true value of the same."

Amend Section 10 as follows: By striking out after the word "Commission" on line 61 the words, "the Governor being Chairman thereof," and inserting in lieu thereof "of which the Governor shall be the Chairman."

By striking out the word "construe" on lines 64 and 65, and insert-

ing in lieu thereof the words "advise the officers whose duty it is to execute the," and by striking out the words "acting under such laws."

By striking out the word "instruct" in line 66, and inserting in lieu thereof the word "inform."

On line 70 strike out the word "require" and insert in lieu thereof the word "acquire."

By inserting the word "reasonable" between the words "such rules" on line 72½.

By inserting the word "reasonable" between the words "such form" on line 77.

Amend Section 11 as follows: By inserting the words "issued and" between the words "stock" and "the" in line 92, and by inserting the words "of such shares" after the word "value" on said line.

By striking out all of said Section 11 between the lines 91 and 100½ inclusive, and inserting in lieu thereof the following: "The name of the corporation, the nature of the business conducted by it, the number of shares of its capital stock issued, and the par value of such shares, a detailed statement of all of its physical property, real, personal and mixed, of every kind and character, and where the same is situated."

Amend Section 12, line 101, by inserting the word "wilfully" between the words "or neglect" on said line.

Amend Section 13 by adding the following: Provided that such apportionment shall be made in accordance with the proportionate amount of said property returned from the several counties, as provided for in Section 10; and provided further, that no property, or any part thereof, assessed in one county shall be assessed in any other county."

Amend Section 14, line 120, by inserting the word "wilfully" between the words "who violates."

Amend Section 17, line 132, by striking out the word "direct" and inserting in lieu thereof the word "advise."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that His Excellency, the Governor, has informed the Senate under date of March 4th, that he has approved and deposited with the Secretary of State the following Senate Bills:

Senate Bill No. 10, An Act making the Board of Railroad Commissioners of the State of Montana ex-officio a Public Service Commission for the regulation and control of certain public utilities, prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities; prohibiting unjust and unreasonable

charges for services rendered by such public utilities, providing penalties for violation of the provisions of this Act, authorizing such public service commission to appoint an expert engineer and to employ clerks and assistants and making an appropriation for carrying out the provisions of this Act.

Senate Bill No. 115, An Act to permit common carriers to carry free or at reduced rates persons and property in certain cases.

Senate Bill No. 127, An Act to amend Sections 7671 and 7673 of the Revised Codes of the State of Montana, relating to the distribution of estates of deceased persons.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a majority of the Joint Conference Committee appointed to confer with a like committee of the House relative to Senate Bills numbered 12 and 34, and House Bills numbered 1 and 134, today reported, recommending a substitute measure for all Compensation Bills introduced in the House of Representatives and Senate this season. That said report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 308, Substitute for House Bill No. 77, introduced by the Committee on Railroads and Transportation, being a bill for an Act entitled, "An Act to require railroads to maintain more than one crossing where highways or streets intersect said railroads in unincorporated cities, villages and towns of more than three hundred (300) inhabitants, and to provide crossings over public highways in certain instances in the country districts and to compel the Board of Railroad Commissioners of the State of Montana to see that provisions of this Act are enforced and to punish railroads for any violation of this Act," having been amended by the Senate and having been read three several times, was this day concurred in as amended, title agreed to and is returned herewith for concurrence in Senate amendments as follows:

"Amend Section 3, page 2, lines 3 and 4 of said Section by striking out the words and figures "One Hundred Dollars (\$100.00)" and inserting in lieu thereof the words and figures "Twenty-five Dollars (\$25.00)."

Further amend Section 3, line 4 by striking out the words and figures "Three Hundred Dollars (\$300.00)" and inserting in lieu thereof

the words and figures 'One Hundred Dollars (\$100.00.)'

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 5, introduced by Donlan, relating to the purchase of certain book typewriting machines, was this day passed and is transmitted herewith for the concurrence of your honorable body.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills, having been read three several times, were this day concurred in, title agreed to and are returned herewith:

House Bill No. 278: A bill for an Act entitled, "An Act imposing further duties upon the Board of Railroad Commissioners in respect to the inspection of railroads and their equipment and operation, with a view to safeguarding the lives of persons engaged in the operation of trains."

House Bill No. 287: A bill for an Act entitled, "An Act appropriating money to pay Robert F. Rose, the official stenographer of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana for reporting the proceedings of the House of Representatives during the said Session."

House Bill No. 295 by Day: A bill for an Act entitled, "An Act to legalize sales of real property belonging to Counties, by Boards of County Commissioners."

House Bill No. 350: A bill for an Act entitled, "An Act appropriating money from the Fish and Game Fund for the payment of the salary of the Clerk of the Montana State Fish Commission as provided in Chapter 106 Laws of the Twelfth Legislative Session."

House Bill No. 224: A bill for an Act entitled, "An Act appropriating money for the payment of claims hereafter arising under the provisions of Chapter 129 of the Laws of the Twelfth Legislative Assembly of the State of Montana."

House Bill No. 225: A bill for an Act entitled, "An Act appropriating money for the payment of amount due from the State under and by virtue of Chapter 129, laws of the Twelfth Legislative Assembly of the State of Montana."

House Bill No. 212: A bill for an Act entitled, "An Act appropriating money for the payment of salaries of County Attorneys to March 1, 1913."

House Bill No. 286: A bill for an Act entitled, "An Act to appropriate money for the payment of the claim of J. C. Lowney for services rendered as a member of the Commission to draft the workingmen's compensation Act."

House Bill No. 256: A bill for an Act entitled, "An Act appropriating Two Thousand Twenty-four (\$2,024.15) Dollars, fifteen cents, for the payment of the deficiency claim of Montana, Wyoming and Southern Railway Company."

House Bill No. 213: A bill for an Act entitled, "An Act appropriating money for the restoration and maintenance of Old Fort Benton."

House Bill No. 270: A bill for an Act entitled, "An Act to amend Section 3318 of the Revised Codes of the State of Montana of 1907 relating to the appointment of Park Commissioners in cities of the first and second class and repealing all acts and parts of acts in conflict herewith."

House Bill No. 306: A bill for an Act entitled, "An Act to amend Section 1728 of the Revised Codes of the State of Montana of 1907 with reference to the regulation for the protection of street car employes."

House Bill No. 3: A bill for an Act entitled, "An Act to create and establish a forestry school at Missoula to be conducted and operated as a Department of the University of Montana; to provide a name and make an appropriation therefor."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred House Bill No. 36, today reported, recommending that said bill be not concurred in. That the report was adopted and bill is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Concurrent Resolution No. 2, introduced by Lovelace, being a "Concurrent Resolution relating to the compensation of certain employes of the Legislative Assembly," having been read three several times, was this day concurred in, title agreed to, and is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Public Lands, to whom was referred Senate Bill No. 176, being a bill for an Act entitled, "An Act to amend Sections 87 and 88 of Chapter 147, Session Laws of 1909, providing for the management and investment of the permanent land grant funds realized from the sale of State lands and the products thereof," today reported, recommending that said bill do pass. That the report was adopted, and bill referred to the Printing Committee.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was today introduced, by unanimous consent, without previous notice, read first and second times and referred:

Senate Bill No. 181 by majority of Joint Conference Committee: A bill for an Act entitled, "An Act providing for the payment of compensation to certain employes for accidental injuries suffered in the course of their employment, and defining the rights, remedies and liabilities of certain employers and employes engaged in extra hazardous occupations, and making provision for assuring the payment of the several amounts of compensation to which injured employes or their dependents may be entitled under the provisions of this Act." To Committee on Labor and Capital.

I am further directed to inform your Honorable Body that the Committee on Labor and Capital, to whom was referred Senate Bill No. 181, this day reported, recommending that the same be printed and placed on General File and that the report was adopted and the bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Bill No. 136, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Fish and game, to whom was referred House Bill No. 240, today reported, recommending that same be con-

curred in, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Bill No. 93, being a bill for an Act entitled, "An Act to prohibit and punish lewd and lascivious acts upon or with the body of children under the age of sixteen years," today reported, recommending that same be concurred in, with the following amendments:

Amend the same by inserting after the word "person" in line 1 of Section 1, the words "over the age of eighteen years."

Amend said Section by striking out of the last line thereof the words "not less than one year."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Fairs and Expositions, to whom was referred Senate Bill No. 126, being a bill for an Act entitled, "An Act to appropriate money for the construction of a building to be used for horticultural exhibits at the State Fair and to provide for a permanent plan for the development of said Fair," today reported recommending that said bill do pass, and that the report was adopted, and bill referred to the Printing Committee.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 179, being a bill for an Act entitled, "An Act to amend Section 2876 of the Revised Codes of Montana of 1907, relating to the limit of indebtedness each County may incur," today reported recommending that said bill do pass. That the report was adopted and bill referred to the Printing Committee.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 178 was today reported correctly printed.

Respectfully,

G. G. WATT, Secretary.

REPORTS OF SELECT COMMITTEES.

Day moved that the report of the Joint Committee appointed under authority of S. J. R. No. 1 for investigating Freight Rates, be laid on the table subject to the call of Mr. Annin tomorrow.

Motion adopted.

REPORTS OF STANDING COMMITTEES.

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education to whom was referred Senate Bill No. 171, having had same under consideration, entitled, "An Act to fix the salaries of the County Superintendents of the common schools in the several counties of the State of Montana," recommend that same be concurred in.

Report adopted.

Largey from the Committee on Banks and Banking reported as follows:

Mr. Speaker:

Your Committee on Banks and Banking to whom was referred House Bill No. 371, being a bill for an Act entitled, "An Act providing for the security of the depositors in the incorporated banks of Montana, creating the bank depositor guaranty fund of the State of Montana and providing regulations therefor, and penalties for the violation thereof," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 166, being a bill for an Act entitled, "An Act to amend Section 9289 of the Revised Codes of Montana of 1907, relating to evidence of false pretenses," having had same under consideration, beg leave to report the same back with the recommendation that it be concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 165, being a bill for an Act entitled, "An Act to amend Section 8580 Revised Codes of Montana of 1907, relating to the crime of forcible

entry and detainer," having had same under consideration, beg leave to report it back with the recommendation that it be not concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 35, being a bill for an Act entitled, "An Act to amend Sections 5758, 5759, 5760, 5763 of the Revised Codes of Montana, relating to Chattel Mortgages," having had same under consideration, beg leave to report the same back with the recommendation that it be not concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 383, being a bill for an Act entitled, "An Act to amend Section 4237 of the Revised Codes of Montana relating to the formation of Cemetery Associations," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 391, being a bill for an Act entitled, "An Act to amend Article V. of Chapter I., Division III., Part IV., of the Revised Codes of Montana of 1907, by adding to said Chapter two additional sections to be numbered 5590-a and 5590-b, relating to provisions in insurance policies, and providing certain penalties for settling up certain defenses in certain cases," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 292, being a bill for an Act entitled, "An Act to provide for the licensing of peddlers, prescribing penalties for failure to comply with the provisions of this Act," having had same under consideration, beg leave to report the same back with the recommendation that same be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill

No. 418, being a bill for an Act entitled, "An Act to amend Section 314 of the Revised Codes of Montana of 1907, relating to the reporting of decisions of Justices of the Supreme Court," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill No. 380, being a bill for an Act entitled, "An Act to amend Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, entitled, 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition either by constructoin, purchase or otherwise, and for the maintenance and control thereby of the works, water, property and rights, for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expense of such districts, and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Section 2309 to 2402 both inclusive, of Title X., Part III., of the Revised Codes of 1907,' by amending Section 38 thereof, relating to 'Limitations of debt incurring power,' and by inserting in said Chapter 146, Sections to be numbered 56A, 56B, 56C, 56D, 56E and 56F relating to and providing for the sales of lands for unpaid taxes and assessments, and providing for the issuance of certificates for delinquent taxes and assessments, when the lands sold are struck off to any county of this State, and for the redemption of such certificates," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred Senate Bill No. 108, being a bill for an Act entitled, "An Act limiting the compensation of attorneys for services in the collection of claims for the injuries and death of employees, and providing penalties for violation thereof, and relating to contracts for compensation for such services," having had same under consideration, beg leave to report the same back with the recommendation that it be not concurred in.

Report adopted.

Also

Walker from the Committee on Judiciary reported as follows:

Mr. Speaker:

Your Committee on Judiciary to whom was referred House Bill

No. 386, being a bill for an Act entitled, "An Act to provide for an additional Judge for the Twelfth Judicial District of the State of Montana so that there will hereafter be three Judges in said District," having had same under consideration, beg leave to report the same back with the recommendation that it be indefinitely postponed.

Report adopted.

Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred Senate Bill No. 148, Committee substitute for Senate Bills Nos. 64 and 118, introduced by Boardman, being a bill for an Act entitled, "An Act to authorize the State of Montana to become indebted in the sum of \$50,000.00 for an executive mansion at Helena, Montana, and for the equipment and furnishing of the same, and for the submission of this law to the qualified electors of the State of Montana at the next general election," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it be not concurred in.

Report adopted.

Fisher from the Committee on Fairs and Expositions reported as follows:

Mr. Speaker:

We, your Committee on Fairs and Expositions, to whom was referred Senate Bill No. 139, being a bill for an Act entitled, "An Act to authorize any Board of County Commissioners to levy a tax of one mill or less on each dollar of taxable property for the purpose of establishing and maintaining a County Fair," beg leave to report that having had said bill under consideration, we report same back to the House with the recommendation that it be not concurred in.

Report adopted.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor:

EXECUTIVE OFFICE,

Helena, Montana.

March 5, 1913.

The Speaker of the House of Representatives,
House of Representatives,
Helena, Montana.

I have approved and deposited with the Secretary of State the following House measures:

H. B. No. 159: An Act creating the Department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof, and fixing their salaries.

H. B. No. 160: An Act to create the Department of Agriculture and Publicity, providing for the appointment and prescribing the duties and fixing the salaries of the officials thereof.

S. V. STEWART, Governor.

MOTIONS AND RESOLUTIONS.

RESOLUTION.

BE IT RESOLVED, that the Official Stenographer be and is directed to prepare and print a leaflet, showing status of bills at conclusion of the final day of the session, similar to the weekly status of bills furnished, and to mail two copies thereof to each member of the House, and that he be paid a reasonable compensation therefor.

(Signed:) RHOADES.

Resolution adopted.

CONCURRENT RESOLUTION.

HOUSE CONCURRENT RESOLUTION NO. 4.

Introduced by Cutts.

WHEREAS, Montana's wealth, industry and resources should be displayed at the Panama-Pacific International Exposition to be held at San Francisco, State of California, in the year of 1915 and the Panama-California Exposition to be held at San Diego, State of California in the year 1915, and

WHEREAS, because of lack of funds no appropriation has been made by this Assembly for collection, establishment and maintenance of proper exhibits at the said Expositions, therefore

BE IT RESOLVED, the Senate concurring, that the Governor be empowered to appoint a commission of three persons, which commission shall serve without compensation or expense to the State, to solicit and receive contributions of money from counties, cities, towns, civic organizations, individuals and corporations and to administer such funds for collection, establishment and maintenance of proper exhibits and representation at said Expositions in a manner deemed to be to the best interests of the State.

Resolution adopted.

Mr. Speaker announced at this time that he was about to sign S. B. No. 29, a bill for an Act entitled, "An Act to provide for the deposit and control of all moneys in the possession of and under the control of county, city and town treasurers; providing for the payment of interest on all such moneys; and to amend Sections 3003 and 3257 of the Revised Codes of Montana of 1907."

Also

S. B. No. 120, a bill for an Act entitled, "An Act to create the Fourteenth Judicial District of the State of Montana, to be composed of the counties of Broadwater and Meagher. To change the boundaries of the Ninth Judicial District of the said State of Montana to conform thereto; to change the boundaries of the Tenth Judicial District of the State of Montana to conform thereto, and to provide for the appointment, powers, duties, term and compensation of Judge of said Fourteenth Judicial District, and signed same in the presence of the House.

On motion of Day, the House resolved itself into a Committee of the Whole for the consideration of General Orders and motion amended that debate be limited to thirty minutes on any one bill and individual speech be limited to five minutes.

GENERAL ORDERS.

Cutts in the chair.

House resumed.

Mr. Spekaer in the chair.

Cutts from the Committee of the Whole reported as follows:

Mr. Speaker.

Your Committee of the Whole to whom was referred House Amendments to S. B. No. 59, having had same under consideration, report same back to the House with the recommendation that same be recommitted to a special committee of three for further consideration.

The following was received from the Steering Committee:

To the Chief Clerk of the House of Representatives:

Place on General Orders the following bills:

House Bills Nos. 349, 377, 398, 404, 410, 419, 420 and 428.

Senate Bills Nos. 157, 135, 117, 22, 167, 99, 132, 101, 168, 121, 154, 102, 141, 162, 163, 169, 72 and Senate Joint Memorial No. 4.

Also

House Bills Nos. 205, 217, 345, 253, 288, 294, 299, 318, 329, 335, 338, 354, 362, 385, 390, 395, 407, 415, 282 and House Joint Memorial No. 5.

Also

Having had under consideration H. B. No. 349, a bill for an Act entitled, "An Act to amend Sections 1, 2, 3 and 4 of Chapter 116 of the Montana Session Laws of 1911, relating to the establishment of a State Board of Poultry Husbandry, providing the duties of such Board, and appropriating money therefor," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 377, a bill for an Act to pay certain employes of the Senate and the House as provided in Sections 76 and 81 of the Revised Codes of Montana of 1907, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 398, a bill for an Act appropriating money for the payment of a claim against the State of Montana for loss arising from the slaughtering of diseased animals, under the provisions of Section 1841 and 1842 of the Revised Codes of Montana of 1907, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 404, a bill for an Act entitled, "An Act to provide more convenient transportation for the members of the Board of Railroad Commissioners of the State of Montana, and to appropriate money therefor," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 410, a bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claims of J. K. O'Rourke, for expenses incurred in transporting prison-

ers and sending requisitions," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 419, a bill for an Act entitled, "An Act appropriating money for the payment of the deficiency claim of Link & Haire for architects' fees in connection with the construction of the gymnasium building at the State School of Mines," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 420, a bill for an Act entitled, "An Act appropriating money for the maintenance of the Executive and Judicial Departments of the State Government for two years, commencing March 1st, 1913, and ending February 28, 1915," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 428, an Act to appropriate money for the payment of the salary of the State Tax Commissioner and the salary of the Secretary of the State Tax Commissioner," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 373, a bill for an Act entitled, "An Act directing the State Treasurer to transfer from the General Fund of the State of Montana, the sum of \$19,372.32 to the Agricultural College of Montana Income Fund," report same back to the House with the recommendation that same do pass.

Also.

Having had under consideration H. B. No. 413, a bill for an Act entitled, "An Act to provide for the support of the Government of the State of Montana for the years 1913 and 1914," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 397, a bill for an Act entitled, "An Act to establish and locate the Northern Montana Agricultural and Manual Training College, and Agricultural Experimental Station in connection therewith; appropriating money to pay the United States Government for the land upon which the same is to be situated, and to start and initiate said institution; and amending Section 741 of the Revised Codes of 1907, relating to funds received from the United States for the benefit of Agricultural Experimental Stations," report same back to the House with the recommendation that same be re-referred to the Steering Committee.

Report of the Committee of the Whole adopted.

In accordance with the recommendation of the Committee of the Whole relative to S. B. No. 59, Mr. Speaker appointed the following:

Rhoades, Higgins and Camp.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report H. B. No. 417 as correctly printed.

King from the Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

We, your Committee, on Public Morals, Charities and Reforms to whom was referred Senate Bill No. 158, introduced by Leighton, being a bill for an Act entitled, "An Act to prevent procreation by idiots, feeble minded and insane persons and others," beg leave to report having had same under consideration, that we recommended that the bill be amended as follows:

Strike out the word "rapists" in Section 1 and insert in lieu thereof, "persons convicted of rape by violence or under circumstances that would constitute that crime under the common law."

And that as amended, the bill be concurred in.

Report adopted.

Norton, Clay and Glenn reported as follows:

Mr. Speaker:

We, your Conference Committee appointed to confer with a like committee from the Senate, with reference to the Senate Amendments to House Bill No. 154, beg leave to report as follows:

That the Honorable Senate has receded from their amendments to said House Bill No. 154, and that this bill has been passed by the Senate on Third Reading, in its original form as passed by this House.

Report adopted.

Norton from the Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities having had under consideration Senate Bill No. 159, a bill for an Act entitled, "An Act to amend Section 32 of Chapter 57 of the Twelfth Legislative Assembly of the State of Montana, being an Act providing for a commission form of government for cities, providing for the election of officers therein, defining their duties and powers and providing for their compensation," report back to the House with the recommendation that it be concurred in.

Report adopted.

Spogen from the Committee on Improvements and Manufacturing reported as follows:

Mr. Speaker:

We, your Committee on Improvements and Manufacturing having had under consideration Senate Bill No. 173, introduced by Donlan, report back with the recommendation that it be not concurred in.

Report not adopted.

Higgins moved that S. B. No. 173 be recommended for concurrence.

Motion prevailed.

On motion of Crippen, the House took a recess at 11:50 A. M. until 1:15 P. M.

AFTERNOON SESSION.

House reassembled at 1:15 P. M.

Mr. Speaker in the chair.

Roll called and quorum found present.

On motion of Lovelace, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Blake in the chair.

House resumed.

Mr. Speaker in the chair.

Blake from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. J. M. No. 6, regarding the granting of land at Fort Assiniboine for the establishment of an agricultural manual training or other educational or public institution, having had same under consideration, report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend line 11 by striking out the word "college" and inserting in lieu thereof the word "school."

Amend line 12 by inserting after the word "experimental" the word "sub."

Amend line 17 by striking out the word "college" and inserting the word "school."

Amend line 24 by striking out after the word "Govrenor," the comma and placing a period instead, and by striking out the balance of lines 24, 25, 26 and 27.

Also

Having had under consideration H. B. No. 397, a bill for an Act entitled, "An Act to establish and locate the Northern Montana Agricultural and Manual Training College, and Agricultural Experimental Station in conection therewith; appropriating money to pay the United States Government for the land upon which the same is to be situated, and to start and initiate said instituion; and amending Section 741 of the Revised Codes of 1907, relating to the funds received from the United States for the benefit of Agricultural Experimental Stations," report same back to the House with the recommendation that same do pass with the folowing amendments:

Amend the title by striking out in line 2 the word "College," and inserting in lieu thereof the word "School."

Amend the title by inserting "Sub" after the word "Experimental" in line 3.

Amend Secton 1 by striking out in line 9 the word "College," and inserting in lieu thereof the word "School."

Amend the title by striking out all the balance of the title after the word "Institution" in line 6.

Amend Section 1, line 14, by striking out "Civil and Mchanical Engineering" and inserting in lieu thereof the words "Mechanic Arts."

Amend Section 1, line 16 and 17, by striking out the words "Military tactics."

Amend Section 2, line 22, by striking out the word "College," and inserting in lieu thereof the word "School."

Amend Section 3, line 29 and 30 by striking out "College and under its direction," and inserting in lieu thereof the word "School."

Amend Section 3, line 30, by adding the word "Sub" after the word "Experimental."

Amend Section 3, line 32, by inserting after the word "with" the word "field."

Amend Section 3, line 34, after the word "mental" by striking out all of the remainder of this Section, and inserting in lieu thereof the words, "Sub Station is established and under the direction of the Director of the Montana Agricultural Experiment Station, located at Bozeman, Montana, and under the general control of the State Board of Education."

Amend Section 4 by striking out all of this Section 4.

Amend Section 5 by striking out all of this Section 5.

Amend Section 6, in line 52, by striking out the figure "5" and inserting in lieu thereof, the figure "4."

Amend Section 6, in line 56, by striking out the word "College" and inserting in lieu thereof the word "school."

Amend Section 7, line 57, by striking out the figure "7" and inserting in lieu thereof the figure "5."

Amend Section 7, line 57, by striking out the words "the Governor by and with the consent of the State Board of Education," and inserting in lieu thereof the words "the State Board of Education by and with the approval of the Governor."

Amend Section 7, in line 58, by striking out the word "five" and inserting in lieu thereof the word "three."

Amend Section 7, line 59, by striking out the word "three" and inserting in lieu thereof the word "two."

Amend Section 7, line 59, after the word "County" by inserting the words "and the Principal of the School."

Amend Section 7, line 60, by striking out the word "College," and inserting in lieu thereof the word "School."

Amend Section 8, line 64, by striking out the figure "8" and inserting in lieu thereof the figure "6."

Amend Section 8, line 64, by striking out the word "President" and inserting the word "Principal."

Amend Section 8, line 65, by striking out the word "College," and inserting the word "School."

Amend Section 9, line 68, by striking out the figure "9" and inserting the figure "7."

Amend Section 9, line 73, by striking out the word "College," and inserting in lieu thereof the word "School."

Amend Section 10, line 75 by striking out the figure "10" and inserting in lieu thereof the figure "8."

Amend Section 11 by striking out in line 87, after the word "for"

the remainder of this line and all of lines 88, 89 and 90 and line 91 to the words "and agricultural," and inserting in lieu thereof the words "the equipment and maintenance of an."

Amend Section 11 by striking out in line 91 by inserting after the word "Experimental" the word "Sub."

Amend Section 12 by striking out the whole of this Section numbered "12."

Amend Section 13 by striking out the figures "13" and inserting in lieu thereof the figures "10."

Amend Section 14 by striking out the figures "14" and inserting in lieu thereof the figures "11."

Also

Having had under consideration S. B. No. 157, a bill for an act entitled, "An Act to establish a Montana State Highway Commission, defining its duties and powers and providing for its compensation, providing for a State Highway Commission Fund and appropriating money therefor," report same back to the House with the recommendation that same be not concurred in, on motion reconsidered and thereupon recommended for concurrence.

Also

Having had under consideration H. B. No. 421, a bill for an Act entitled, "An Act appropriating money for the maintenance of the several State Institutions of Montana for two years commencing March 1st, 1913, and ending February 28, 1915," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 1 by striking out in line 23 and 24 the words, "Seventy-six Thousand Eight Hundred and Fifty Dollars," and inserting in lieu thereof the words "Eighty-three Thousand Seven Hundred and Fifty Dollars."

Amend Section 1 by striking out in line 25 the words "Twenty Thousand Dollars," and inserting in lieu thereof the words "Twenty-nine Thousand Five Hundred Dollars."

Amend Section 2 by striking out in line 63 the words "Twenty Thousand Dollars" and inserting in lieu thereof the words "Twenty-eight Thousand Five Hundred Dollars."

Amend Section 2 by striking out in lines 61 and 62 the words, "Seventy-six Thousand Eight Hundred and Fifty Dollars," and inserting in lieu thereof the words "Eighty-three Thousand Seven Hundred and Fifty Dollars."

Also

Having had under consideration S. B. No. 135, a bill for an Act entitled, "An Act to enact a General Highway, with an appropriation to carry out its provisions; providing for the classification and permanent improvement of the public highways and for the granting of county and state aid in certain cases, and repealing Sections 1337, 1338, 1340, 1341, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1372, 1390, 1392, 1393, 1394, 1395, 1396, 1405, 1410, 1427

1430, 1436, 1437, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1454 and 1456 of the Revised Codes, and also repealing that certain Act approved March 2, 1909, entitled, 'An Act to provide for the permanent improvement of the main highways by extension of county aid for such purposes, to provide the manner of petitioning for such improvement, for the levying of assessments upon lands benefitted thereby, for the payment of a part of the cost thereof,' and repealing that certain Act approved March 8, 1909, entitled, 'An Act placing the highways and bridges in the counties of the first class under the supervision and control of the county surveyor, defining his power and duties, fixing his compensation and abolishing the office of road supervisor in counties of the first class,' report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend printed Senate Bill No. 135 by inserting in line 6 of the title, after the figures "1368" the figures "1371," and in line 6, after the figures "1437," the figures "1438."

Amend the title of Senate Bill No. 135 by striking out the words "with an appropriation to carry out its provisions," and the words "and for the granting of county and state aid in certain cases."

Amend Senate Bill No. 135 by inserting in line 741, Chapter IX., Section 1, the figures "1351" after the figures "1350."

Amend Chapter IX., Section 1, page 28, by striking out in lines 684 and 685, all of said sentence after the word "thereof," and inserting in lieu thereof the words "to the general Road Fund of the County."

Amend Section 15 in Chapter VI. by striking out the word "broken" where it appears in line 578, and inserting in said line after the word "glass," the following: "nails, tacks or any other article that would tend to injure horses' feet or automobile tires."

Amend Section 3, Chapter III., in line 133 by inserting the word "road" after the word "general."

Amend Chapter III., Section 1, line 91, by striking out the words "he must also" and insert in lieu thereof the words "the County Surveyor must."

Amend Section 4, of Chapter I., in line 16, by striking out the Roman figure "V." and inserting in lieu thereof the Roman figure "IV;" and striking out in lines 16 and 17 in said Section the following: "State Highways shall be such as are established or improved as provided by Chapter VI. of this Act."

Report of the Committee of the whole adopted.

Fisher moved to reconsider the vote by which the Committee on Fairs and Expositions reported, recommending the indefinite postponement of S. B. No. 139 was adopted and that said bill be referred to the Steering Committee.

Motion adopted.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No.

215, introduced by the Appropriation Committee, "An Act to appropriate money for the payment of deficiency claims for improvements at the State Prison."

Also

H. B. No. 216, "An Act appropriating money from the Fish and Game Fund refunding money paid in error into the Treasury."

Also

H. B. No. 211, "An Act providing for the payment of deficiency claims for the maintenance of the State Prison."

Also

H. B. No. 317, "An Act to appropriate money for the construction and furnishing of a hospital and other buildings and improvements and repairs of old buildings and improvements at the State Orphans' Home at Twin Bridges, Montana."

Also

H. B. No. 53, "An Act authorizing the Board of County Commissioners in each county to appropriate money out of the General Fund of the County Treasury, for the purpose of paying part salary and expenses of a County Agricultural Instructor."

Also

H. B. No. 210, "An Act appropriating money from the Bounty Fund for the payment of certain Bounty Claims, proof of which was lost."

Also

H. B. No. 257, "An Act appropriating Twelve (\$12.00) Dollars for the payment of deficiency claims of Herman Hanson."

Also

H. B. No. 31, "An Act regulating and limiting the hours of employment for female employees, and governing the conditions under which female employees shall work in certain industries and providing penalties for violation thereof."

Also

H. B. No. 309, "An Act for the submission to the qualified Electors of the State of Montana of fixing the rate of taxation for a period of ten (10) years on real and personal property to raise revenue for the support of the State Educational Institutions."

Also

H. B. No. 259, "An Act appropriating Twenty (\$20.00) Dollars for the relief of J. Eeraerts for a cow killed in error by State Veterinarian."

Also

H. B. No. 255, "An Act appropriating Fifty Dollars to the Thomas Cruse Savings Bank for refund on account of overpayment to the State Examiner's Fund in the year 1910," beg leave to report same as correctly enrolled.

Mr. Speaker announced at this time that he was about to sign Senate Joint Resolution No. 3, a joint resolution extending the thanks of the Assembly to Charles Russell, E. S. Baxson and Ralph De Camp.

Also

S. B. No. 100, "An Act to amend Section 7641 of the Revised Codes of Montana of 1907, relating to accounts of executors or administrators or their personal representatives in case of death."

Also

S. B. No. 129, "An Act authorizing the payment of the bounty claim of S. C. Leedy, and appropriating money from the State Bounty Fund for the payment thereof."

Also

S. B. No. 151, "An Act defining the word 'sale' as used in the Statutes of the State of Montana, with relation to the sale of game and fish, the sale of which is prohibited by law."

Also

S. B. No. 160, "An Act to legalize proceedings of the Board of County Commissioners of any county and elections held and bonds hereafter issued pursuant thereto for the construction of highways and bridges."

Also

S. B. No. 133, "An Act to amend Section 8447 (636) of the Penal Code, relating to Trademarks."

Also

H. B. Nos. 215, 216, 211, 317, 53, 210, 257, 31, 309, 259 and 255, and signed same in the presence of the House.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment to whom was referred H. B. Nos. 404, 413, 349, 410, 377, 419, 398, 373, 420 and 428, report the same back to the House as correctly engrossed.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

March 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 7 was this day amended in the Senate, and as amended, concurred in. The resolution is returned herewith for concurrence in Senate amendment as follows:

Amend line 3 of page 2, by striking out the word "two" and inserting in lieu thereof the word "three."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day receded from its amendment to H. B. No. 154, being a bill for an Act entitled, "An Act establishing a State Athletic Com-

mission and regulating boxing and sparring in the State of Montana," and H. B. No. 164, having been read three several times, was today concurred in, title agreed to and is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Concurrent Resolution No. 4 was this day read in the Senate and that the Senate, on motion, voted to defer action on said House Concurrent Resolution, pending action on S. B. No. 45, introduced by Donlan, being a bill for an Act entitled, "An Act appropriating money to provide exhibits at the Panama-Pacific International Exposition and the Panama-California Exposition, and to pay expenses incurred therewith," which bill under date of February 14, 1913, was transmitted to your Honorable Body for concurrence.

Respectfully,

G. G. WATT, Secretary.

In accordance with the Resolution introduced yesterday by Collins for the appointment of a Joint Investigating Committee, Mr. Speaker appointed Jewell, Mains and Pope.

On motion of Eliel, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENREAL ORDERS.

Murray in the chair.

House resumed.

Mr. Speaker in the chair.

Murray from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred S. B. No. 117, "An Act to license motor vehicles, providing for the collection of said license and fixing the penalty for the violation thereof," having had same under consideration, report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 22, "An Act to establish a State Grain Laboratory at the Montana Agricultural Experiment Station; and to define the aim and scope of the work to be proposed; and providing for the administration and to make appropriations for the establishment and maintenance thereof," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 167, "An Act to appropriate money for the payment of the claim of Chas. Munkton for the care and keep of Lee Rhine, a ward of the State," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 99, "An Act to divide the State of Montana into Congressional Districts," report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend Section 1, line 6, by striking out the words "Lewis and Clark"; line 7 by striking out the words "Jefferson" and "Broadwater,"

Amend Section 2, line 10, by inserting the words "Lewis and Clark, Jefferson and Broadwater."

Also

Having had under consideration S. B. No. 132, "An Act to amend Chapter 113 of the Laws of 1911 relating to the registration of Electors in counties, cities, towns and school districts," report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend Section 8 by adding after the word "first" in line 92, the words "and second."

Amend Section 7 by striking out lines 68 and 72 inclusive.

Also

Having had under consideration S. B. No. 101, "An Act to amend Section 1840 of the Revised Codes of 1907, relating to the quarantine of domestic animals and Texas cattle; and providing that before declaring quarantine, the veterinary shall exhibit to the owner or person in charge a specimen of the parasite, under microscope, or otherwise, for his inspection," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 168, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for the compensation, and providing the manner in which the same shall be paid," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 121, a bill for an Act to amend Section 188 of the Revised Codes of Montana of 1907, relating to the quarterly reports of the State Treasurer, report same back to the House with the recommendation that same be not concurred in.

Also

Having had under consideration S. B. No. 154, "An Act to regulate the time and manner in which common carriers doing business in this State shall adjust and pay freight over charges and claims for loss or damage to property," report same back to the House with the recommendation that same be not concurred in.

Report of the Committee of the Whole adopted.

MESSAGE FROM THE SENATE.

The following communication was received from the Senate:
Senate Chamber,
Helena, Montana.

March 5th, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that H. B. No. 416, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act to appropriate money for the payment of the employes and attaches of the Thirteenth Legislative Assembly of the State of Montana," having been read three several times, was this day concurred in, title agreed to and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

On motion of Higgins, the Speaker was empowered to draw a warrant on the State Treasurer to pay a bill of \$3.80 from the Incidental Expense Fund to the Postal Telegraph Co. for a telegram of congratulations sent to President Woodrow Wilson.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 204, introduced by the Appropriation Committee, "An Act appropriating money for the maintenance of Live Stock Sanitary Board to March 1st, 1913."

Also ✓

H. B. No. 258, introduced by the Appropriation Committee, "An Act appropriating money for the deficiency claims of certain persons for service rendered and supplies furnished, which claims were approved by the State Board of Examiners."

Also

H. B. No. 214, introduced by the Appropriation Committee, "An Act appropriating money for payment of deficiency claims of certain persons for per diem and expenses of the members of the State Board of Examiners for Coal Mine Inspectors."

Also

H. B. No. 254, introduced by the Appropriation Committee, "An Act Appropriating the sum of Forty-eight Dollars Thirty (\$48.30) Cents in payment of a deficiency claim for transportation of State Militia,"

Also

H. B. No. 218, introduced by the Appropriation Committee, "An Act appropriating money for the payment of certain deficiency claims incurred by the State Board of Health,"

Also

H. B. No. 290, introduced by Appropriation Committee, "An Act to appropriate money from the Bounty Fund for the payment of certain bounty claims,"

Also

H. B. No. 287, introduced by Rhoades, "An Act appropriating money to pay Robert F. Rose, the official stenographer of the House of Repre-

sentatives of the Thirteenth Legislative Assembly of the State of Montana, for reporting the proceedings of the House of Representatives during the said session,"

Also

House Concurrent Resolution No. 2, "Concurrent Resolution relating to the compensation of certain employees of the Legislative Assembly," beg leave to report that same have been correctly enrolled.

Mr. Speaker announced at this time that he was about to sign H. C. R. No. 2 and H. B. Nos. 204, 287, 290, 218, 254, 214 and 258, and signed same in the presence of the House.

On motion of Annin, the House resolved itself into a Committee of the Whole for the consideration of General Orders, and that H. B. No. 426 be considered printed and placed with the Steering Committee.

GENERAL ORDERS.

Annin in the chair.

House resumed.

Mr. Speaker in the chair.

Annin from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred S. B. No. 102, a bill for an Act entitled, "An Act to amend Section 1906 of the Revised Codes of 1907 relating to bounty inspectors; abolishing the office of Bounty Inspector and providing in lieu thereof that the Sheriff and his deputies shall act as bounty inspectors at the county seat," having had same under consideration, report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration H. B. No. 426, "An Act appropriating money for the purpose of completing the Mural decorations in the lobby of the House of Representatives," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration S. B. No. 59, report same back to the House with the recommendation that same be concurred in as amended by the following Special Committee report:

Mr. Speaker:

We, your Special Committee having had under consideration S. B. No. 59, entitled, a Bill for an Act entitled, "An Act relating to special improvements in cities and towns and repealing Sections 3367, 3369, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3396, 3397, 3398, 3399, 3400, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3417, 3418, 3419, 3420, 3421, 3422, 3423, 3424, 3425, 3426, 3427, 3428 and 3429 of the Revised Codes of Montana of 1907; and Chapter 127 of the Acts of the Eleventh Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to empower city and town councils to pay in installments for any improvements which are to be paid for by special assessment against any property, and for such installments to issue annual interest bearing warrants,

and to levy and collect assessments to pay for the same, and to extend the payment of the installments over any period not exceeding eight (8) years,' approved March 8th, 1909; and Chapter 62 of the Acts of the Twelfth Legislative Assembly of the State of Montana, being an Act entitled, 'An Act to amend Section 3398 of the Revised Codes of the State of Montana of 1907, and providing that interest coupons for the payment of interest of any special improvement district warrant of any city or town within the State of Montana may bear an engraved or lithographed facsimile signature of the Mayor and City or Town Clerk of such city or town,' approved March 2nd, 1911," herewith report and recommend that the following amendments be adopted:

That Section 2 be amended by inserting after the words "grass seed" in line 16, the words "and setting out trees."

We recommend that Section 5 be stricken out.

We recommend that the amendment to Section 6 after the word "him" in line 115, reading as follows: "Any owner or his agent may also make verbal protest against the creation of such improvement district at the time when, and the place where the council has designated for the having of such protests," said amendment having been made by the Committee on Affairs of Cities, be stricken from the bill.

We recommend to strike out all the words in lines 135, 136, 137 and 138, beginning with the word "or" in line 135 and ending with the word "improvements" in line 138.

In Section 7, beginning with the word "which" in line 142, strike out all the balance of said Section 7.

We recommend that the amendment to Section 15, offered by Representative Murray, to be known as Sub-division "C" of Sub-division 1, be stricken out and that the following be substituted therefor, to be inserted after the word "District" in line 244: "In order to apportion the cost of any of the improvements herein provided for between the corner lot and the inside lots of any block, the council may, in the resolution creating any improvement district, provide that whenever any of the improvements herein provided for shall be along any side street, or bordering or abutting upon the side of any corner lot of any block, that the amount of the assessment against the property in such district, to defray the cost of such improvements, shall be assessed that each square foot of the land, embraced within any such corner lot, shall bear double the amount of the cost of such improvement that a square foot of any inside lot shall bear."

We recommend that Section 19 be amended by striking out the word "October" in line 379, and inserting in lieu thereof the word "September."

We recommend that all of Section 30 be stricken from the bill.

We recommend that all of Section 36 be stricken from the bill.

We recommend that Section 28 be amended by adding thereto the following: "When one payment becomes delinquent all payments shall, at the option of the City Council, by appropriate resolutions duly adopted, become delinquent, and the whole property shall be sold the

same as other property is sold for taxes."

We recommend to amend Section 26 by inserting after the word "cease" in line 544, the following: "When it is provided by the resolution creating the district that the works be paid for in bonds, the City Council shall by resolution fix the denomination of such bonds which may be of One Hundred Dollars, or fractions or multiples thereof, the rate of interest, which shall not exceed six per cent per annum, and providing for the payment or redemption of such bonds at a time certain, which time of payment must not exceed twenty years from and after the date of issuance."

(Signed) RHOADES, Chairman.

Also

Having had under consideration S. B. No. 141, "An Act regulating traction engines or machinery propelled or operated by gas, oil or any product of oil; prescribing the method of estimating the power or capacity thereof; requiring the same to be marked or labeled; forbidding false representations as to the capacity or power; requiring inspection by boiler inspector when requested; fixing the fees thereof; and prescribing penalties," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 162, a bill for an Act entitled, "An Act to amend Sections 5 and 16 of Chapter 148, Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, 'An Act to create and establish the office of State Fire Marshal, to provide for his appointment, fixing his salary and defining his duties, and defining the duties and powers of certain other officials in relation thereto,' providing for the appointment of Deputy State Fire Marshals, and enlarging the powers of the State Fire Marshal," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 163, a bill for an Act entitled, "An Act to prescribe further duties and powers for the State Examiner; to cause the books and accounts of all incorporated cities and towns and the books and accounts of school districts of the first and second class to be examined at least once each year; to provide for the payment of fees for the examination thereof, and also to allow the State Examiner to appoint another deputy," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration S. B. No. 169, a bill for an Act entitled, "An Act to amend Section 7359 of the Revised Codes of Montana of 1907, relating to proceedings for the recovery of escheated property or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted," report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend by adding to Section 1 the words "in all other cities the license shall be \$25.00 per year."

Report of the Committee of the Whole adopted.

THIRD READING OF HOUSE BILLS.

Senate Amenlments to H. B. No. 308 having been read three several times were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Christmas, Clark, Clay, Cookingham, Cramer, Crull, Davidson, Davis, Doggett, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Husted, Jahreiss, Johnson, Kelly, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Meadors, Murphy, Murray, Norton, O'Neill, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sweet, Tighe, Word, Working and Mr. Speaker—63.

Noes: Jordan of Flathead and Mayfield—2.

Absent and not voting: Carnal, Carroll, Collins, Conner, Crippen, Cutts, Day, Drinkard, Durkan, Hough, Jewell, Jordan of Dawson, Kemmis, Kiley, Kuphal, Mains, Nye, Phillips, Pope, Sullivan and Walker—21.

H. B. No. 404 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crull, Davidson, Doggett, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Huddleston, Jahreiss, Jordan of Flathead, Kiley, King, Kirschwing, Lovelace, McClung, McMahon, MacRae, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Working and Mr. Speaker—57.

Noes: Davis, Heinrich, Lemmon and Mayfield—4.

Absent and not voting: Blair of Ravalli, Carroll, Conner, Crippen, Cutts, Day, Drinkard, Durkan, Ezekiels, Hough, Husted, Jewell, Johnson, Jordan of Dawson, Kemmis, Kiley, Kuphal, Largey, McNally, Mains, Phillips, Pope, Rhoades, Sweet and Word—25.

Title agreed to.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom were referred H. B. Nos. 397, 421 and 426, beg leave to report same back to the House as correctly engrossed.

H. B. No. 413 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crull, Davidson, Davis, Doggett, Drinkard, Eliel, Ellingson, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Husted Johnson, Lemmon, Lovelace, McClung, McMahon, MacRae, Meadors, Nye, O'Neill, Poulsson, Prescott, Sickler, Smith, Tighe, Walker, Word, Working and Mr. Speaker—50.

Noes: Cutts, Ezekiels, Gleason, Jahreiss, Jordan of Flathead, Kelly,

Kiley, Kirschwing, Lardgey, McNally, Mayfield, Murphy, Murray, Norton, Rhoades, Spogen, Stewart and Sullivan—18.

Absent and not voting: Carnal, Carroll, Conner, Crippen, Day, Durkan, Fishbaugh, Graybeal, Jewell, Jordan of Dawson, Kemmis, King, Kuphal, Mains, Phillips, Pope, Rowe and Sweet—18.

Title agreed to.

Cookingham moved that the vote whereby H. B. No. 413 was passed be re-considered.

Higgins moved as a substitute that this motion be laid on the table.

Substitute motion prevailed.

Cutts moved that the House do now adjourn.

Carnal moved as a substitute that the House recess until 7:00 P. M.

Substitute motion prevailed and the House took a recess at 5:15 P. M. until 7:00 P. M.

EVENING SESSION.

House reassembled at 7:00 P. M.

Mr. Speaker in the chair.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber,

Helena, Montana.

March 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times, were this day concurred in, title agreed to and are returned herewith:

H. B. No. 136, by Tighe: A bill for an Act entitled, "An Act to amend Sections 6837 and 6839 of the Revised Codes of Montana relating to the redemption of real estate sold on execution."

H. B. No. 240, by Norton: A bill for an Act entitled, "An Act authorizing and regulating the sale of game and game birds and providing a penalty for the violation of this Act."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

March 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills, having been read three several times, were this day passed, title agreed to and are transmitted herewith for concurrence:

S. B. No. 178. An Act authorizing the appointment of a Chief Clerk to the State Auditor and Commissioner of Insurance ex-Officio, and providing the salary therefor.

S. B. No. 181. An Act entitled, "An Act providing for the payment of compensation to certain employees for accidental injuries suffered in the course of their employment, and defining the rights, remedies and liabilities of certain employers and employees engaged in extra haz-

ardous occupations, and making provision for assuring the payment of the several amounts of compensation to which injured employees or their dependents may be entitled under the provisions of this Act."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 4th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 105, introduced by Lovelace, being a bill for an Act entitled, "An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Board of Appraisers, to define the powers and duties thereof; to provide for the appraisement of all property in the State by said State Tax Commission and County Board of Appraisers, to provide for the enforcement of its provisions and to punish the violations thereof, and to appropriate funds to carry this Act into effect," having been amended by the Senate, and having been read three several times, was this day concurred in as amended and is transmitted herewith for the concurrence of your Honorable Body in Senate amendments as follows:

Amend line 1, Section 4, by striking out the words "each year" and inserting in lieu thereof the words "every two years."

Amend Section 6, page 3, line 3, by striking out the word "affix" and inserting in lieu the word "fix."

Further amend Section 6, lines 4 and 5 by striking out the words "which valuation and appraisement so fixed, shall constitute value, or" and inserting in lieu thereof the words, "which valuation shall be fixed at the."

Amend Section 6, line 6, by inserting after the word "property" the words "for assessment purposes," and by inserting after the words "shall be made" on line 7 the words "for such purposes."

Amend Section 6 by adding after the word "counties" in the last line thereof, the words "and all property of the same kind and class shall be appraised fairly and without discrimination."

Amend Section 8, line 2 thereof, by inserting after the word "appraise" the words "as aforesaid," and by inserting after the word "merchandise" in line 3, the words "and personal property," and by striking out in line 4 the words "rules of the State Tax Commission" and inserting in lieu thereof the words "true value of the same."

Amend Section 10, page 3, lines 1 and 2 thereof by striking out the words "the Governor being chairman thereof," and inserting in lieu thereof the words "of which the Governor shall be chairman."

Amend Section 10, page 4, line 2, by striking out the word "construe" and inserting in lieu thereof the words "advise the officer whose duty it is to execute the", and by striking out the words "acting under such laws" on line 3, and by striking out the word "instruct" in line 4 and inserting in lieu thereof the word "inform."

Further, amend Section 10, page 4, line 13, by inserting the word

"reasonable" between the words "such" and "rules."

Further, amend Section 10, line 20, by inserting the word "reasonable" between the words "such" and "form."

Amend Section 11, page 5, by striking out all of said section beginning with the words "the name" in line 6 of said page, and ending with the word "require", line 20, and inserting in lieu thereof the words, "the name of the corporations, the nature of the business conducted by it, the number of shares of its capital stock issued, and the par value of such shares, a detailed statement of all of its physical property, real, personal and mixed of every kind and character, and where the same is situated."

Amend Section 12, line 1 thereof, by inserting the word "wilfully" after the word "or" at the end of said line 1.

Amend Section 13 by adding thereto the following; "provided that such apportionment shall be made in accordance with the proportionate amount of said property returned from the several counties as provided for in Section 10; and provided further, that no property or any part thereof assessed in one county shall be assessed in any other county."

Amend Section 14, page 6, line 13 by inserting the word "wilfully" after the word "who" on said line.

Amend Section 17, page 6 of the last line thereof by striking out the word "direct" and inserting in lieu thereof the word "advise."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

March 5th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills, having been read three several times, were this day passed, title agreed to and are herewith transmitted for your concurrence:

S. B. No. 175, by Committee on Finance and Claims: A bill for an Act entitled, "An Act to appropriate money to cover deficiency in an appropriation made by H. B. No. 401, an Act approved March 13th, 1911, Session Laws of 1911, for the purpose of land for State Fair."

S. B. No. 170, by Boardman: A bill for an Act entitled, "An Act relating to the State Militia and amending Sections 1050, 1057, 1060, 1061, 1062, 1079 and 1091 of the Revised Codes of Montana of 1907."

Senate Joint Memorial No. 7, by Edwards: To the Honorable Senate and House of Representatives in Congress of the United States assembled.

Senate Joint Resolution No. 4, by Taylor: Relative to aid from the Government of the United States for industrial education and the establishment of a National University and the Department of Education.

Respectfully,

G. G. WATT, Secretary.

Eliel moved that the House revert back to the Eighth Order of Business.

Motion prevailed.

THIRD READING OF SENATE BILLS.

Senate Amendments to H. B. No. 105 having been read three several times, were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Carnal, Christmas, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe Walker, Word and Mr. Speaker—65.

Noes: Conner—1.

Paired: Lovelace and Mains—2.

Absent and not voting: Blair of Powell, Burnett, Burns, Camp, Carroll, Clark, Davidson, Davis, Day, Durkan, Glenn, Graybeal, Higgins, Hough, Johnson, Kuphal, Sickler and Working—18.

THIRD READING OF HOUSE BILLS.

On motion of Lovelace, H. B. No. 421 was referred to the Committee on Engrossment for correction and said committee was instructed to return said bill properly engrossed tonight.

H. B. No. 349 having been read three several times, was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Heinrich, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Walker, Word, Working and Mr. Speaker—66.

Noes—None.

Paired: Lovelace and Mains—2.

Absent and not voting: Blair of Powell, Burnett, Burns, Carroll, Crull, Davis, Day, Doggett, Durkan, Graybeal, Hough, Johnson, Jordan of Flathead, Kuphal, Phillips, Sickler, Sweet and Tighe—18.

Title agreed to.

H. B. No. 410 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Drinkard, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Kelly,

Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—67.

Noes—None.

Paired: Lovelace and Mains—2.

Absent and not voting: Burnett, Burns, Clay, Crull, Davis, Day, Doggett, Durkan, Ezekiels, Graybeal, Hough, Johnson, Jordan of Dawson, Kuphal, Phillips, Sickler and Sweet—17.

Title agreed to.

H. B. No. 377 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Christmas, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Kelly, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Walker Word, Working and Mr. Speaker—67.

Noes—None.

Paired: Lovelace and Mains—2.

Absent and not voting: Burnett, Burns, Clay, Davis, Day, Doggett, Durkan, Graybeal, Hough, Johnson, Jordan of Dawson, Kemmis, Kuphal, Phillips, Prescott, Sickler and Sweet—17.

Title agreed to.

H. B. No. 397 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—67.

Noes: Collins, Heinrich and Kelly—3.

Paired: Lovelace and Mains—2.

Absent and not voting: Burnett, Burns, Davis, Durkan, Graybeal, Holt, Hough, Johnson, Kemmis, Kiley, Kuphal, Phillips, Prescott and Sickler—14.

Title agreed to.

H. B. No. 419 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cook-

ingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Karschwing, Largey, Lemmon, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—69.

Noes: Doggett and Drinkard—2.

Paired: Lovelace and Mains—2.

Absent and not voting: Burnett, Burns, Davis, Durkan, Graybeal, Hough, Johnson, Kuphal, McNally, Phillips, Prescott, Sickler and Walker—13.

Title agreed to.

H. B. No. 398 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan Tighe, Walker, Word, Working and Mr. Speaker—67.

Noes: Christmas and Heinrich—2.

Paired: Lovelace and Mains—2.

Absent and not voting: Burnett, Burns, Davis, Durkan, Fishbaugh, Graybeal, Holt, Hough, Johnson, Kelly, Kuphal, Phillips, Prescott, Sickler and Sweet—15.

Title agreed to.

H. B. No. 373 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—70.

Noes—None.

Paired: Crippen, Lovelace, Mains and Walker—4.

Absent and not voting: Burnett, Burns, Davis, Durkan, Holt, Hough, Kelly, Kuphal, McNally, Phillips, Sickler and Stewart—12.

Title agreed to.

H. B. No. 428 having been read three several times was passed by

the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—68.

Noes—None.

Paired: Crippen, Lovelace, Mains and Walker—4.

Absent and not voting: Burnett, Burns, Carroll, Crull, Davis, Durkan, Fisher, Harmon, Holt, Hough, Kuphal, McNally, Phillips and Sickler—14.

Title agreed to.

H. B. No. 426 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Davidson, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—69.

Noes—None.

Paired: Crippen, Lovelace, Mains and Walker—4.

Absent and not voting: Burnett, Burns, Carroll, Crull, Cutts, Davis, Durkan, Holt, Hough, Kuphal, McNally, Phillips and Sickler—13.

Title agreed to.

On motion of Annin, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Day in the chair.

House resumed.

Mr. Speaker in the chair.

Day from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred S. B. No. 72, a bill for an Act entitled, "An Act to amend Sections 786, 2196 and 2197 of the Revised Codes of the State of Montana of 1907, as amended by Chapter 76 of the Laws of the Eleventh Legislative Assembly of the State of Montana, relating to the investment of the funds of the State Normal School, Permanent University Fund, Permanent Agricultural College Funds and Permanent School Funds," having had same under

consideration, report same back to the House with the recommendation that same be concurred in with the following amendments:

Amend Section 1 by striking out in line 5 the words "irrigation district securities of this State," and inserting in lieu thereof the words, "bonds of irrigation districts organized under the laws of this State."

Amend Section 2 in line 39 by striking out the words "to which shall be appurtenant a sufficient water right," and by striking out in lines 45 and 46 the words "and the appurtenant water rights."

Amend Section 2 by striking out all of Sub-division 7 and inserting in lieu thereof the following words and figures:

Seventh. (Apportionment to Counties.): In order to secure continuous investment so far as possible for the moneys of the permanent funds of the common school and other educational and charitable institutions, it shall be the duty of the State Board of Land Commissioners to fill the applications for loans received from the different counties as rapidly as such funds are available and in the order in which they are received. Provided, however, that if enough of such moneys remain on hand in the State Treasury uncalled for, to warrant them doing so, the State Board of Commissioners shall divide such moneys among the organized counties of the State, in proportion to the population, as nearly as may be, subject to the following provisions:

1. On or before the tenth day of May and November in each year, the State Board of Land Commissioners shall cause to be made an estimate of the amount of permanent school and other educational funds which shall be on hand and uninvested by the first day of July and January next ensuing.

2. The amount of such estimate shall be apportioned among the several organized counties of the State in proportion to population, and the County Auditors of the several counties shall be forthwith notified of the amount so apportioned.

3. On receiving said notice, if no applications for loans of such funds upon first mortgages upon improved farm lands in an amount sufficient to cover said estimate shall be on file in the office of the County Auditor, he shall cause notice to be published in some newspaper of general circulation in the county, which notice shall state the amount of money which will be in the County Treasury for such loans, and the terms upon which the same may be loaned, and that applications therefor will be received at the office of the County Auditor, which notice shall be published at least one in each week for six consecutive weeks, commencing as near the fifteenth day of May and November as may be possible. Should applications sufficient to take up all of such funds be received before the expiration of such period of publication of said notice, the publication of said notice may be discontinued.

4. If no applications for loans of such funds shall be received by the County Auditor prior to the first day of July or January, as the case may be, he shall promptly notify the State Board of Land Commissioners of the fact. If applications shall be received by the County Auditor in excess of the amount of the estimate for such county, the Auditor shall on or before the first day of July or January, as the case

may be, notify the said commissioners of the amount of such applications so received.

5. If the total amount of applications for loans of such funds as certified by the several county auditors to the State Board of Land Commissioners shall exceed the amount of moneys in said funds on hand for distribution, the State Board of Land Commissioners shall distribute said funds by sending to the counties applying for less than the apportionment the full amount of their several applications and shall divide the remainder of such apportionment among the counties applying for more than the amounts apportioned to them separately, proportionately.

6. If the amounts of the applications certified by the several county Auditors to the State Board of Land Commissioners shall be less than the full amount of such funds on hand for distribution, such funds shall be distributed in proportion to population among the several counties.

7. If the amounts of applications certified by the County Auditor shall equal the amount of moneys on hand for distribution the same shall be distributed accordingly.

8. (Duties of County Treasurer.) All moneys sent by the State Board of Land Commissioners to the several counties under the provisions of this Act, shall be delivered to the County Treasurer, who shall execute triplicate receipts therefor, one to be filed with the County Auditor, one with the State Treasurer and one to be filed with the State Board of Land Commissioners. It shall be the duty of the County Treasurer to receive, collect and account for all moneys belonging to said funds received from the State, or from individuals in payment of principal or interest on loans of the same made by the county.

9. (Loans by Counties—How Made—Rate of Interest.) Each county shall loan or invest, and keep invested, all the funds so received from the State Board of Land Commissioners, as aforesaid, in first mortgages upon good, improved farm lands within their limits respectively. The amount of each loan shall not exceed one-third of the actual value of the lands covered by the mortgages given to secure the same, such value to be determined by the Board of County Commissioners of the county in which the land is situated, and in no case shall more than five thousand dollars (\$5,000.00) be loaned to any one person, firm or corporation. All of said loans shall draw interest at the rate of six per cent per annum and shall be payable semi-annually on the first day of January and July. All mortgages shall be made in the name of the State as mortgages.

10. (Forms—How Prepared.) It shall be the duty of the State Board of Land Commissioners and the Attorney General of the State to prepare a form of mortgage for use in loaning said funds, such forms to be furnished free of cost to all the county officers, to be used exclusively by them in the transaction of all business pertaining to school and educational funds. Provided, that such form of mortgage shall contain the provision that default in the payment of interest thereon at any time for a period of thirty days after the same became

due shall cause the whole principal and interest of said mortgage to become at once due and payable.

11. (County Commisisoners Publish Notice.) It shall be the duty of the County Commissioners to cause from time to time such notice to be given by publication in the newspapers of the county if any be published therein as will fully advise the people of the county whenever any moneys of such funds are in the county treasury for investment as in this Act provided. The County Attorney shall examine and approve the abstracts of title of such loans as shall be offered as security for such loans. No loans of funds shall at any time be made to any county officer while in office.

12. (Penalty for Failure to Act.) Any County Auditor, County Clerk and Recorder, County Treasurer, County Commissioner, or County Attorney failing, refusing or neglecting to perform any of the duties which are required of him by this Act and at the time required shall be liable to a fine of not less than Fifty Dollars or more than Two Hundred and Fifty Dollars, to be recovered in a civil action in the District Court against him and his bondsmen.

13. (Money Returned by Counties—When.) Whenever any moneys of any permanent school or other educational funds shall have been sent to or received by any county, and no application for loans of the same, as provided in this article, shall have been made, after the notice, as hereinbefore provided, shall have been continuously published for thirty days next succeeding the first day of January or July when such money was received, the County Auditor shall certify to the facts to the State Board of Land Commissioners with a statement that such money cannot be loaned. It shall be the duty of the State Board of Land Commissioners to order the state funds, to be returned to the State Treasurer forthwith with interest thereon as herein provided for a period of thirty days, and when so returned to the State Treasurer such funds shall be re-distributed by the State Board of Land Commissioners or invested in other securities as provided by law.

14. (Default—Lands Bid in by County.) In case of default in the condition of any mortgage taken by any county pursuant to the provisions of this article by reason of which the right to foreclose the same shall accrue, the County Treasurer shall notify the County Attorney of such default and the County Attorney shall foreclose such mortgage by action in the manner provided by law for the foreclosure of mortgages upon real property. If no other person shall bid the full amount due upon the said mortgage upon the foreclosure sale of the same, with such costs and expenses of the foreclosure and sale, the County Attorney or County Auditor shall bid the land in, in the name of the county and if the same is not redeemed as provided by law, the sheriff's deed shall be made to the said county and the said county shall thereby become the owner of said land.

15. (Mortgages—How Satisfied.) Upon the full payment of any school fund mortgage within the State of Motnana, it shall be the duty of the County Treasurer of the county in which such school fund mortgage was recorded to cancel the notes and mortgages by stamping them

as paid, and to deliver to the person paying the same a certificate of the payment thereof, which certificate shall be presented to the Auditor of such county and filed by him in his office whose duty it shall then be to execute a full release and satisfaction thereof.

16. In counties having no county auditor, it shall be the duty of the County Clerk or Recorder to perform all of the duties herein to be performed by the County Auditor, and with the same force and effect.

17. All moneys which may from time to time be designated for investment in farm mortgages and shall for such purpose be divided among the organized counties of the State pursuant to this Act, shall be held and managed as trust funds, and the several counties shall be and remain responsible and accountable for the principal and interest of all such moneys received by them from the date of receipt until returned, and in case of loss of any money so apportioned to any county, said county shall make the same good out of its common revenue.

18. Each county shall, semi-annually, on the first day of January and July, render an account of the condition of the funds entrusted to it to the State Board of Land Commissioners, and at the same time pay to or account to the State Board of Land Commissioners for the interest due on all funds entrusted to it.

19. So long as there shall be any demand for the same, the permanent funds of the State shall be invested in farm mortgages.

Also

Having had under consideration S. J. M. No. 4, "Petition to Congress to enact such legislation as will be necessary for the establishment and maintenance of an Agricultural building for the display of agricultural products," report same back to the House with the recommendation that same be concurred in.

Also

Having had under consideration H. B. No. 98, a bill for an Act for the submission to the qualified Electors of the State of Montana of an amendment to Section 3 of Article XII. of the Constitution of the State of Montana, relating to revenue and taxation, and the method of taxing mines and mining claims and property," report same back to the House with the recommendation that further consideration be indefinitely postponed.

Also

Having had under consideration H. B. No. 227, a bill for an Act entitled, "An Act to create a State Bureau of Legislation and Publicity, to define its purpose, and provide for its maintenance," report same back to the House with the recommendation that same be indefinitely postponed.

Also

Having had under consideration H. B. No. 202, a bill for an Act entitled, "An Act for the establishment of a tax upon planted orchard lands for the purpose of paying expenses of inspection and the eradication of disease and pests," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 116, a bill for an Act entitled, "An Act providing for the redemption of real estate sold for taxes and the amount necessary to be paid to effect such redemption," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 243, a bill for an Act entitled, "An Act to regulate the exchange of business between telephone lines and declaring such lines to be common carriers and fixing penalties for violations of this Act," report same back to the House with the recommendation that the Enacting Clause be stricken out.

Also

Having had under consideration H. B. No. 272, a bill for an Act entitled, "An Act providing for and authorizing the investment of funds of the State Normal School, Permanent University Fund, Permanent Agricultural College Fund and Permanent School Funds, and naming the securities in which the same may be invested," report same back to the House with the recommendation that the Enacting Clause be stricken out.

Also

Having had under consideration H. B. No. 107, a bill for an Act entitled, "An Act to provide for the safe investment of the permanent school and other educational funds for the prompt collection of interest thereon, and to carry out the objects and provisions of Sections 3 and 12 of Article XI. of the Constitution, entitled, 'Education,'" report same back to the House with the recommendation that the Enacting Clause be stricken out.

Also

Having had under consideration H. B. No. 375, a bill for an Act entitled, "An Act to amend Section 8416 of the Revised Codes of Montana of 1907, relating to gambling and gambling devices," report same back to the House with the recommendation that same do pass," wish to report progress and ask leave to sit again.

Report of the Committee of the Whole adopted.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. No. 416, introduced by the Appropriation Committee, "An Act to appropriate money for the payment of the employees and attaches of the Thirteenth Legislative Assembly of the State of Montana."

Also

H. B. No. 154, introduced by Kiley, "An Act establishing a State Athletic Commission and regulating boxing and sparring in the State of Montana."

Also

H. B. No. 306, introduced by Norton, "An Act to amend Section 1728 of the Revised Codes of the State of Montana of 1907, with reference to the regulation for the protection of street car employees."

Also

H. B. No. 278, introduced by Lovelace, "An Act imposing further duties upon the Board of Railroad Commissioners in respect to the inspection of railroads and their equipment and operation, with a view to safeguarding the lives of persons engaged in the operation of trains."

Also

H. B. No. 31, introduced by Higgins, "An Act to create and establish a Forestry School at Missoula, to be conducted and operated as a Department of the University of Montana; to provide a name and to make an appropriation therefor," beg leave to report that same have been correctly enrolled.

Also

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment beg leave to report that H. B. Nos. 309, 215, 216, 211, 31, 317, 210, 53, 255, 257 and 259 have been delivered to the Governor for his approval this fifth day at 3:25 P. M.

Mr. Speaker at this time announced that he was about to sign H. B. Nos. 31, 306, 416, 154 and 278, and signed same in the presence of the House.

On motion of Higgins, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Higgins in the chair.

House resumed.

Mr. Speaker in the chair.

Higgins from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 232, a bill for an Act entitled, "An Act to amend Section 8353 of the Revised Codes of the State of Montana, 1907, defining the crime of bigamy," having had same under consideration, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 238, a bill for an Act entitled, "An Act to prevent the sale or lease of State Lands hereafter acquired from the Government, in exchange for Sections 16 and 36, lying within the Forest Reserves, until the Legislative Assembly of the State of Montana shall have prescribed rules and regulations for the administration thereof," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 343, a bill for an Act entitled, "An Act to provide for the construction and maintenance of drains, and the assessment and collection of taxes therefor, and repealing all Acts and parts of Acts in conflict therewith," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 291, a bill for an Act entitled, "An Act relating to hotels and the sanitary condition of same, and providing for their inspection," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 8 by striking out in line 49 the words, "paid into the funds," and inserting in lieu thereof the words, "credited to the appropriation."

Amend Section 10 by inserting in line 57 after the word "containing," the words "ten or."

Also

Having had under consideration H. J. M. No. 5, petitioning Congress for the necessary legislation to permit automobiles to pass through the Yellowstone National Park," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 100, a bill for an Act entitled, "An Act to amend Sections 3454 and 3455 of the Revised Codes of Montana, 1907, relating to bond elections in cities," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 250, a bill for an Act entitled, "An Act to amend Sections 4010 and 4011 of the Revised Codes of Montana of 1907, relating to the reserve funds to be maintained, and the limitation of loans made by banks and banking corporations, and the duties of the State Examiner in relation thereto," report same back to the House with the recommendation that same do pass with the following amendment:

Amend Section 1 by striking out in line 4 after the word "total," the letters "lia-" and in line 5 the following letters and words, "bilities, other than those due to its stockholders," and inserting in lieu thereof the word "deposits."

Also

Having had under consideration H. B. No. 205, a bill for an Act to amend Sections 2957 and 3116 of the Revised Codes of Montana of 1907, entitled, "An Act enumerating county officers and fixing the compensation of such officers according to classification of counties," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 251, a bill for an Act entitled, "An Act relating to the regulation of banks and banking corporations and providing penalties for the violation thereof," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 281, a bill for an Act entitled, "An Act to amend Section 6355 of the Revised Codes of Montana of 1907, relating to the authority of judges to summon and draw

jurors and the use of said jurors when any district court in this state is or may be divided into departments," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 217, a bill for an Act entitled, "An Act relating to religious corporations, and providing for the incorporation, power and management of diocesan corporations, and for parish or local corporations," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Title by striking out in line 3 the word "for" and inserting in lieu thereof the word "of" before the word "parish."

Amend Section 1, line 45, by inserting after the word "shall" the following: "unless otherwise provided in the articles of incorporation."

Amend Section 1, line 65, by inserting the word "shall" after the word "appointee."

Amend Section 2, line 118, by inserting after the word "shall" the following, "unless otherwise provided in the articles of incorporation."

Amend Section 2 by striking out in line 142 the word "office," and inserting in lieu thereof the words "in rank."

Amend Section 2 by striking out in line 147 the word "office," and inserting in lieu thereof the word "rank."

Also

Having had under consideration H. B. No. 345, a bill for an Act entitled, "An Act to amend Section 545 of the Revised Codes of Montana of 1907, relating to the form of ballot," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 253, a bill for an Act entitled, "An Act regulating private employment agencies in the State of Montana, requiring a qualification for a license, requiring reports to be made and certificates to be obtained from the Commissioner of Labor and Industry, prohibiting certain employments and prescribing penalties," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 288, a bill for an Act entitled, "An Act defining escheated estates, providing for the administration and settlement thereof, providing that all unclaimed property of decedants shall escheat to the State and repealing Sections 200, 4836, 4837, 7356, 7357, 7358 and 7359 of the Revised Codes of 1907, relating to escheated estates," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 10 in line 116 by adding the words, "Provided, however, that this Act shall not be construed to repeal any of the provisions of H. B. No. 169, relating to proceedings for the recovery of escheated estates passed and approved March, 1913."

Also

Having had under consideration H. B. No. 299, a bill for an Act

entitled, "An Act to amend Chapter 2 of Part IV. of Title II. of the Revised Codes of 1907, relating to Boards of County Commissioners, by adding a new section numbered 2897a, providing a penalty for the violation of Section 2897 thereof," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 318, a bill for an Act entitled, "An Act to prevent the issuing or transfer by any person other than a warehouseman or person controlling a place for storing of goods, of any paper in similitude of a warehouse receipt, and prescribing punishment therefor," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 329, a bill for an Act entitled, "An Act declairing void all contracts made by common carriers and corporations and persons engaged in the transportation of persons and freight for hire or otherwise, limiting their liability," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 335, a bill for an Act entitled, "An Act to amend Section 8611 of the Revised Codes of Montana, 1907, defining the crime of arson," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 338, a bill for an Act entitled, "An Act requiring all persons who operate electric hoisting engines, and air hoisting engines, when used in lowering or hoisting men, except in elevators in buildings, and all persons who operate electric driven air compressors of over twenty-five (25) horse power to obtain a license, and prescribing qualifications, fees and regulations therefor," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 354, a bill for an Act entitled, "An Act defining and regulating theatres, providing for aisles therein and prescribing the means of ingress and egress therefrom," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 362, a bill for an Act entitled, "An Act to provide for library extension through the establishment and maintenance of county free libraries and the creation of a State Board of Library Commissioners; and to repeal Sections 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1033 and 1035, Revised Codes of 1907," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 385, a bill for an Act en-

titled, "An Act to amend Sections 64, 70 and 104 of Chapter 147, Session Laws of 1909, providing for the management and control of the lands now owned or hereafter to be acquired by the State of Montana, including the sale of and rental thereof, and the management, protection and disposition of the timber growing thereon and the coal, oil and minerals therein," report same back to the House with the recommendation that same do pass with the following amendments :

Amend H. B. No. 385, by striking out the figure "3" in line 32 and inserting a new section to be known as Section 3, to read as follows:

Section 3. That Section 71, Chapter 147, Session Laws, 1909, be, and the same is hereby amended to read as follows:

Section 71. Locations of mining claims may be made upon the lands belonging to the State, provided, that said locations can not be made on leased land except by written consent of lessee, as follows: The discoverer of a body of mineral in either a vein, lode, or ledge, or mineral in a placer deposit shall immediately post conspicuously a notice that he has made such a discovery, on the date stated in such notice, and shall complete such location in all respects as prescribed by the laws of this State for the location of mining claims upon the public lands of the United States, except that no notice of such location need be recorded in the office of the County Clerk, but such notice shall be filed with the Register of State Lands. Such procedure shall empower the locator or locators to retain possession of and operate said claim for the period of one year, at the end of which time he or they shall be required to take a lease thereof for a period of from one to five years upon such terms and at such price as may be agreed upon between him and the State Board of Land Commissioners.

During the lease period this land shall not be subject to sale except on application of the lessee and in case of such sale the lessee or lessees shall have the right to purchase at the highest bid offered.

At expiration of lease if there is more than one applicant for lease, then competitive bids shall be asked for, but the old lessee shall have the right to renew lease at the highest bid offered.

In event the land is leased or sold to another, before lease or purchase contract or deed is issued, there must be filed with the Register of State Lands a receipt showing that price of surface and underground improvements as agreed upon by the parties, or fixed by the State Land Agent, has been paid to the owner thereof in full, or proof that the owner elects to remove such improvements as can be removed without detriment to the land.

If lease is not renewed or land sold, the improvements thereon shall revert to the State at the end of ninety days after lease expiration, unless such time be extended by the Register for good cause shown.

And that figure 3 line 32, be changed to 4.

And that figure 4, line 39, be changed to 5.

And that figure 5, line 40, be changed to 6.

Also

Having had under consideration H. B. No. 390, a bill for an Act

entitled, "An Act to amend Section 6388 of the Revised Codes of Montana, 1907, relating to the practice of law and to prevent persons other than licensed attorneys from practicing law and from representing themselves to be an attorney and from receiving any fee for services rendered as such," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 395, a bill for an Act to appropriate money for the purchase and distribution of a book entitled, "Dry Land Farming," report same back to the House with the recommendation that same do not pass.

Also

Having had under consideration H. B. No. 407, a bill for an Act entitled, "An Act to establish a seed lien," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 415, a bill for an Act entitled, "An Act to regulate the business of making or compiling abstracts of title to real estate and to require a bond to be given by all persons, firms or corporations engaging in such business and to protect those who may be damaged by the negligence, inefficiency or fraud of persons engaged in such vocation, and providing penalties for the violation thereof," report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 1, by striking out after the word "state" in line 3, the balance of line 3 and all of lines 4, 5 and 6 down to the word "and" in line 6.

Amend Section 2 by inserting the following words after the word "unimpaired" at the end of line 22: "Said certificate from the County Recorder shall entitle the person, firm or corporation holding same to have free access to the county records of any county in the State of Montana during the usual office hours for the purpose of compiling abstracts of title to real estate."

Also

Having had under consideration H. B. No. 294, a bill for an Act to repeal Section 1635 of the Revised Codes of Montana and to amend Sections 1623, 1625, 1626, 1627 and 1629, and to enact a new section in lieu of said Section 1635 of the Revised Codes of Montana, all of said sections relating to regulations of the business of pharmacy," report same back to the House with the recommendation that same do pass with the following amendments:

Amend by striking out all of Section 2.

Amend Section 3, line 72, by adding after the word "registration," the words "of resident pharmacists and to prescribe rules and regulations for the registry without examination of pharmacists from other states extending like privileges to pharmacists of Montana."

Amend Section IV., line 81, by striking out the words "less than" and inserting in lieu thereof the words "to exceed."

Amend title so as to read: A bill for an Act entitled, "An Act to

amend Sections 1623, 1626, 1627 and 1629 and to repeal Section 1635 of the Revised Codes of Montana of 1907, relating to regulation of the business of pharmacy, and to enact a new section to be known as Section 1635 of the Revised Codes of Montana relating to regulation of the business of pharmacy, prescribing standards of preparations."

Also

Having had under consideration H. B. No. 282, a bill for an Act entitled, "An Act to provide for the appointment of a special deputy humane officer, defining his powers and duties and fixing his salary," report same back to the House with the recommendation that same do pass.

Report of the Committee of the Whole adopted.

On motion of Higgins, the Chief Clerk was instructed to strike out in Section 6, lines 108, 109, 110 and 111, in S. B. No. 59, beginning with the word "or" in line 108 and ending with the word "improvements" in line 111.

RESOLUTIONS.

WHEREAS, Terah T. Maroney, a resident of this State, on the first day of March, 1913, made a most daring and scientific flight in a hard and gusty wind over a portion of the City of Helena, thence to the State Capitol Building, where he gave a most scientific demonstration of his ability and courage to handle an aeroplane under adverse conditions, the flight being made for the amusement of this Legislative Assembly; therefore

BE IT RESOLVED, That the Thirteenth Legislative Assembly of the State of Montana, in session assembled, confer upon Mr. Maroney the title of Montana's Official Aviator, that he be enrolled as an honorary member of the Montana National Guard and subject to the call of the Governor for aerial scouting in case of war, insurrection or rebellion, and that a copy of these resolutions be spread upon the Journal of this Assembly.

Be IT FURTHER RESOLVED, That copies of this resolution be presented to Mr. Terah T. Maroney and that the best wishes of the members of the Assembly be extended to him for his further success in his courageous and most hazardous occupation.

Resolution adopted unanimously.

On motion of Day, the House adjourned at 11:40 P. M. until 10:00 A. M. tomorrow.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.

Sixtieth Day

Thursday, March 6, 1913.

House met pursuant to adjournment at 10:00 A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and quorum found present.

Durkan from the Committee on Journal reported as follows:

Mr. Speaker:

Your Committee on Journal beg leave to report that they have examined the Journal of the Fifty-ninth day and find same to be correct.

Report adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment to whom were referred House Bills Nos. 202 and 116, beg leave to report the same back to the House as correctly engrossed.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,

Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills having been read three several times, were this day concurred in, title agreed to, and are herewith returned:

House Bill No. 283, a bill for an Act entitled, "An Act to amend Section 2082 of the Revised Codes of Montana of 1907, relating to-legal fences."

House Bill No. 177, a bill for an Act entitled, "An Act to amend Section 3240 of the Revised Codes of Montana, of 1907 relating to salaries of Mayors and Aldermen."

House Bill No. 247, a bill for an Act entitled, "An Act to amend Section 7 of Chapter 112 of the Session Laws of 1911, relating to the adjustment of liabilities and assets between old and new counties."

House Bill No. 175, a bill for an Act entitled, "An Act establishing and definitely defining the boundary lines of Gallatin County, Montana and to amend Section 2801, of the Revised Codes of the State of Montana of the year 1907 relating thereto, and to make the boundaries of Madison County, of Broadwater County, of Meagher County, and of Park County conform to the boundaries of Gallatin County as established by this Act."

House Bill No. 300, a bill for an Act entitled, "An Act appropriating money to purchase additional land for the State Orphans' Home at Twin Bridges, Montana."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 206, by Spogen, being a bill for an Act entitled, 'An Act to provide for a deputy State Coal Mine Inspector, to be under the supervision of the State Coal Mine Inspector, and defining his duties, qualifications and salary,' having been amended by the Senate and having been read three several times was this day concurred in as amended, title agreed to and is transmitted herewith for the concurrence of your honorable body in Senate amendments as follows:

"Amend Section 1, House Bill No. 206 by striking out of lines 3 and 4 the following words: "who shall have the same qualifications as the State Coal Mine Inspector, as now provided by law."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that pursuant to the provisions of House Joint Resolution No. 7, the President of the Senate appointed as Senate members of the Joint Investigating committee, the following Senators:

Abbott, Dearborn and Stevens.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred House Bill No. 297, today reported, recommending that same be indefinitely postponed, and that the report was adopted, bill is returned herewith.

Also

That the Committee on Railroads and Transportation, to whom was referred House Bill No. 358, today reported, recommendng that same be indefinitely postponed, and that the report was adopted. Bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 267, today reported, recommending that said bill be not concurred in, that the report was adopted, and bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary to whom was referred House Bill No. 195, today reported, recommending that said bill be not concurred in, that the report was adopted and bill is returned herewith.

Also

That the Committee on Judiciary, to whom was referred House Bill No. 263, today reported, recommending that said bill be not concurred in, that the report was adopted, and bill is returned herewith.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 311, today reported, recommending that said bill be not concurred in, that the report was adopted and bill is returned herewith.

Also

That the Committee on Counties, Towns and Municipal Corporation, to whom was referred House Bill No. 311, today reported, recommending that said bill be not concurred in, that the report was adopted and bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that Senate Bills numbered 126, 176 and 179 were today reported correctly printed.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the Committee on Public Lands, to whom was referred House Bill No. 382, today reported, recommending that said bill be concurred in and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Amendments to Senate Bill No. 47, being a bill for an Act entitled, "An Act to create the County of Phillips, define tis boundaries and provide for its organization, and to change the boundaries of Blaine and Valley Counties to conform thereto," were this day concurred in by the Senate and bill referred to the Committee on Enrollment.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation to whom was referred Senate Bill No. 161, being a bill for an Act entitled, "An Act to regulate the exchange of passes, franks and free service, between certain common carriers and certain public utilities in the State of Montana," today reported, recommending that said bill be indefinitely postponed, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Amendments to Senate Bill No. 145, being a bill for an Act entitled, "An Act to create the County of Wheatland, designate its boundaries and provide for its organization and government, and to change the boundaries of Meagher, Sweet Grass, Musselshell and Fergus Counties to conform thereto," were this day concurred in by the Senate and the bill referred to the Committee on Enrollment.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 230, a bill for an Act entitled, "An Act to create and establish a standard size apple box for the State of Montana, providing for the proper labeling and numbering of all apple boxes, and providing a penalty for the violation of this Act," today reported, recommending that said bill be concurred in with the following amendments:

Amend Section 6, by adding thereto after line 33 the following:

Fourth: That the grade of apples contained in the box or boxes shall be as follows, to-wit: Extra fancy, Fancy and "C" grade. The extra Fancy grade shall consist of sound, smooth, well formed apples, free from all insect pests, disease, blemishes and physical injury, and all apples in this grade must show natural color, and be characteristic of the variety. The color of the apples in this grade shall be for solid red variety at least seventy per cent of good red color; for striped variety, the apples must have at least forty-five per cent of red color with yellow background; for red cheek of blush variety, the apples must have a distinctively colored cheek or blush, and in this grade no box shall contain more than two hundred apples. The fancy grade shall be composed only of apples having same physical requirements as extra fancy, and be free from disease, blemishes, injury or defect as the Extra Fancy, but may contain apples that are slightly limb rubbed or russeted. In solid red variety, the fancy grade must have at least thirty-five percent of good, natural color. Stripped or partially red variety must have at least ten per cent of good, red color, red cheek, or blush variety must have correct physical qualities without requirements as to the color, and no box must contain more than two hundred and twenty-five apples. The "C" grade shall be made up of all merchantable apples not included in the Extra Fancy and Fancy grade, and must be free from insect pests, worm and physical injury, such as skin puncture, and must be free from rot. The requirements as to the color shall be omitted in this grade, and no box shall contain more than two hundred and twenty-five apples. All other apples offered for sale within the State of Montana, and not marked as Extra Fancy, Fancy, or "C" grade, shall be culls, and shall be plainly stamped and marked as culls.

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a majority of the Committee on Judiciary, to whom was referred Senate Bill No. 183, a bill for an Act entitled, "An Act to provide for an additional Judge for the Seventh Judicial District of the State of Montana, so that there will be two Judges in said District," today reported, recommending that said bill do pass. That the report was adopted and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Senate Bill No. 182, an Act entitled, "An Act to amend Section 6 of Chapter 146, Laws of the Twelfth Legislative Assembly of the State of Montana, relating to Tuberculin Testing of Cattle," today reported, recommending that same do pass. That the report was adopted, and bill referred to the Printing Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Libraries, to whom was referred House Bill No. 273, today reported, recommending that it be indefinitely postponed, but that the report was amended in the Senate so as to contain the recommendation that the bill be concurred in, and as amended, the report was adopted and bill referred to the Steering Committee.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Mines and Mining, to whom was referred House Bill No. 206, being a bill for an Act entitled, "An Act to provide for a Deputy State Coal Mine Inspector to be under the supervision of the State Coal Mine Inspector, and defining his duties, qualifications and salary," today reported, recommending that said bill be concurred in, with the following amendment:

Amend Section 1, House Bill No. 206, by striking out lines 3 and 4, the following words: "who shall have the same qualifications as the State Coal Mine Inspector, as now provided by law."

And that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 79, 129, 100, 133, 151, 160 and Senate Joint Reso-

lution No. 3 were today reported correctly enrolled.

Very respectfully,

G. G. WATT, Secretary

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 181 was today reported printed.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred Substitute for House Bill No. 15, today reported, recommending that said bill be referred to the Steering Committee, and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Bill No. 234, a bill for an Act entitled, "An Act providing for the execution, filing, renewal and foreclosure of Chattel Mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act, prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5765, 5766, 5767, 5768, 5769, 5770, 5771, 5772, and 5773 of the Revised Codes of the State of Montana of 1907," today reported, recommending that said bill be concurred in with the following amendments:

Amend said bill by striking out the period after the word "creditor" in line 7 of Section 2, by inserting in lieu thereof a semi-colon and the following language: "and where there are two or more mortgagages named in a mortgage, whether co-partners or otherwise, any one of said mortgagees may make such affidavit on behalf of all the mortgagees named therein."

Amend Section 2 of said bill by striking out the word "in" on line 3 of page 2, and inserting in lieu thereof the word "of," and by inserting after the word "faith" in said line the word "aforesaid."

Amend Section 6 of said bill by striking out the period after the word "interest" on line 14 of said section, and inserting a semi-colon and the following language: "or if more than one mortgagee, assignee

or successor in interest, such affidavit may be made by one of them on behalf of all."

Amend Section 6 of said bill by striking out the words, "affidavit is made" on line 15 of said section, and inserting in lieu thereof the words "mortgage is filed."

Amend Section 6 of said bill by striking out in line 21 of said section the words, "affidavit is executed," and insert in lieu thereof the words, "mortgage is filed."

Amend said Section 6 by striking out the period after the word "corporation" on line 23 of said section, and insert a semi-colon in lieu thereof, and also by inserting immediately following said semi-colon the following:

"Provided that nothing shall be so construed as to prevent the mortgagee or his assignee or successor in interest, or one of them, where there is more than one, from making such affidavit wherever he may be, whether in or out of the county where the mortgage is filed, so long as such affidavit is filed as hereinbefore specified."

Amend Section 5 of said bill by striking out the word "three" on line 4 of said section, and inserting in lieu thereof the word "two."

Amend Section 6 of said bill by striking out the word "three" on line 3 of said section 6, and insert the word "two," and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred Substitute for House Bills numbered 92 and 99, a bill for an Act entitled, "An Act to provide for the protection of Fish and Game in the State of Montana; defining the term 'Game Fish;' amending Section 792 of the Revised Codes of Montana of 1907, as amended by Chapter 81 of the Session Laws of 1909, relating to the manner of catching fish, and permitting the use of a seine in certain lakes and rivers and the granting of licenses for such purpose; amending Section 8793 of the Revised Codes of Montana of 1907, relating to licenses for seining in streams, regulating the stocking and sale of fish from artificial ponds and lakes; limiting the number and weight of fish that may be caught in one day; prohibiting the deposit of certain substances in streams and lakes; providing for the construction of fishways and ladders at dams; making it unlawful to sell or knowingly receive illegally caught fish; providing for the classification and issuance of fishing and hunting licenses, and making it unlawful to fish or hunt unless obtaining a license therefor; providing for licenses to those engaged in scientific investigations; granting power to State Game and Fish Wardens to make search and seizure to secure evidence of violation of fish and game laws, and providing for disposition of all birds, fish, animals,

hides, etc., seized; creating the Montana Fish Commission and granting powers to said commission for the propagation and protection of fish and game; creating a fund to be known as the State Game and Fish Fund; giving State Game Warden authority to establish stations along the banks of lakes and streams to obtain eggs of all game fish, and prohibiting fishing about such stations; providing for the carriage, storage and handling of fish and game, and the transportation of necessary attendants by railroads and other common carriers free, or at reduced rates in certain instances; amending Section 8782 of the Revised Codes of Montana of 1907 relating to the time when, and the number and sex of deer that may be killed; and providing penalties for the violation of the provisions of this Act, and repealing all acts and parts of acts in conflict with the provisions of this Act," today reported, recommending that said bill be concurred in, with the following amendments:

Amend Section 9 in line 177 by striking out the word "twelve" and insert therein the word "fourteen," also amend Section 31 by striking out after the word "killed" in line 468 of the printed bill the following:

"More than one doe deer, or more than two deer of the horned variety (one doe or two deer of the horned variety being the limit hereby fixed.)" and in lieu thereof insert the following:

"more than three deer, one of which may be a doe, and the other two of the horned variety, or all three may be of the horned variety."

Further amend Section 31 by striking out in line 472 of the printed bill the word "or" after the word "deer" and insert therein the word "and."

Further amend Section 31 by inserting the following after the word "variety" in line 472 of the printed bill, "or three deer, all of the horned variety."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee appointed to confer with a like committee of the House on Senate Amendments to House Bill No. 309, being a bill to provide for a temporary increase in the tax levy for educational purposes, today reported, recommending the adoption of the following amendment:

Strike out the words "no more than" in line 15, Section One of original bill, and insert in lieu thereof the word "that."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Fish and Game, to whom was referred House Bill 301, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Stock Growing and Grazing, to whom was referred House Bill No. 283, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 360, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 231, today reported, recommending that same be concurred in, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 170 and 175, Senate Joint Resolution No. 4, and Senate Joint Memorial No. 7 were today reported correctly engrossed.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 29 and 120 were today correctly enrolled.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 325, being a Bill to regulate the sale of stocks and other securities, today reported, recommending that said bill be concurred in, with the following amendments:

Amend by striking out all of sub-divisions 1, 2 and 3 of Section 1,

and inserting in lieu thereof the following:

1. Every corporation, company, co-partnership or association, whether incorporated or unincorporated, except as otherwise provided in this act, which shall hereafter engage in the business of selling, offering or negotiating for the sale of, or of taking subscriptions for any stocks, bonds or other securities of any kind or character, issued by any other corporation, company, or co-partnership or association (other than bonds of the United States, state, county or municipal bonds or warrants, stock of state or national banks located in the State of Montana, building and loan associations, corporations not organized for profit, and notes secured by mortgages or real estate located in the State of Montana) to any person or persons in the State of Montana.

2. Every corporation, company, co-partnership or association which shall, outside of the county in which such land is located, sell, offer or negotiate for the sale of any contracts for deed, bonds for deed, or other papers, by whatsoever names such instruments may be designated, not originally issued by such corporation, company, co-partnership or association, providing that when certain payments are made or certain conditions fulfilled, a deed or title will be delivered to certain parts or parcels of land.

3. This act shall not apply to any persons, bank, corporation, co-partnership or association of Montana selling stock or securities actually owned by said person, corporation, co-partnership or association, provided that they shall not be engaged in the brokerage business of buying and selling stocks or securities; nor shall this be so construed so as to prevent any corporation either foreign or domestic, from selling its own stock, bonds or securities through an officer or agent of such corporation, provided that two-thirds or more of the assets of said corporation shall consist of property situated within the State of Montana.

Amend line 167 in Section 14 of the printed bill by striking out of the same the words, "March 31, June 30 and August 31."

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5. 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 177, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 177, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corpora-

tions, to whom was referred House Bill No. 245, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 247, today reported, recommending that same be concurred in, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 416, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 400, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 403, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 405, today reported, recommending that said bill be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 323, today reported, recommending that said bill be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 320, today reported, recommending that said bill be concurred in, and that the report was adopted.

Also

That the Committee on Fish and Game, to whom was referred House Bill No. 222, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred House Bill No. 264, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Railroads and Transportation, to whom was referred House Bill No. 271, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 296, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 62, today reported, recommending that same be concurred in, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 332, being a bill for an Act entitled, An Act to amend Sections 1, 2, 3 and 4 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly, entitled, 'An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties, and providing penalties for the violation thereof,' today reported, recommending that said bill be concurred in, with the following amendments:

1. That the title be amended by inserting after the figure "4," the following words and figures, "and re-enacting sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17."

2. By inserting after the enacting clause the following words and figures: "Section 1. That Section 1 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows:"

3. That Section 1 be amended by inserting after the word "millions" in line 5 the words, "five hundred thousand."

4. That Section 1 be amended by striking out in line 6 the words, "two million five hundred thousand," and inserting in lieu thereof the words "three million."

4½. That Section 1 be amended by striking out the words "ten miles" in the amended bill and inserting in lieu thereof the words "eighteen miles."

5. That Section 2 be amended by inserting after the word "taken," in line 22 the following words and figures: "Section 2A. That Section 2 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows:"

6 That Section 2 be amended by striking out the word "examine" in line 70, and inserting in lieu thereof the word "examined."

7. That Section 3 be amended by inserting after the word "uncertainties" in line 164 the following words and figures: "Section 3. That Section 3 of Chapter 112 of the Session Laws of the Twelfth Legisla-

tive Assembly be, and the same is hereby amended to read as follows:

8. That Section 3 be amended by striking out the word "if" in line 258, and insert in lieu thereof the word "of."

8½. That Section 3 be amended by striking out all of line 240 after the word "changed."

9. That Section 4 be amended by inserting after the word "Act" in line 268, the following words and figures: "Section 4. That Section 4 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows:"

10. That Sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same are hereby amended, re-enacted and read as follows:"

11. That Section 5 be amended by inserting after the word "determination" in line 308 the following words and figures: "Section 5. That Section 5 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly, be and the same is hereby amended to read as follows:

12. That Section 6 be amended by inserting after the word "purposes" in line 342, the following words and figures: "Section 6. That Section 6 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows:

13. That Section 7 be amended by inserting after the word "advance" in line 369 the following words and figures: "Section 7. That Section 7 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly, be and the same is hereby amended to read as follows.

14. That Section 8 be amended by inserting after the word "if" in line 420 the following words and figures: "Section 8. That Section 8 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows:"

15. That Section 9 be amended by inserting after the word "county" in line 432 the following words and figures: "Section 9. That Section 9 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows."

16. That Section 10 be amended by inserting after the word "county" in line 453 the following words and figures: "Section 10. That Section 10 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows:"

17. That Section 11 be amended by inserting after the word "county" in line 471 the following words and figures: "Section 11. That Section 11 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows."

18. That Section 12 be amended by inserting after the word "law" in line 478 the following words and figures: "Section 12. That Section 12 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows."

19. That Section 13 be amended by inserting after the word

"county" in line 488 the following words and figures: "Section 13. That Section 13 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows."

20. That Section 14 be amended by inserting after the word "published" in line 493 the following words and figures: "Section 14. That Section 14 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows:"

21. That Section 15 be amended by inserting after the word "representatives" in line 497 the following words and figures: "Section 15. That Section 15 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be, and the same is hereby amended to read as follows."

22. That the bill be amended by re-numbering the lines to comply with these amendments.

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Memorial No. 8, was this day passed by the Senate and is transmitted herewith for your concurrence.

Very respectfully,

G. G. WATT, Secretary.

On motion of Day, the Rules were suspended and Senate Memorial No. 8, a Memorial to the Congress of the United States praying that the abandoned Military Post of Fort William Henry Harrison, be ceded to the State of Montana, was adopted unanimously.

Mr. Speaker at this time announced that he was about to sign S. B. No. 58, "An Act to create the State Board of Entomology, to define its powers and duties and appropriate money therefor."

Also

S. B. No. 41, "An Act to appropriate money for the maintenance, improvement and operation of the Fish Hatcheries of the State of Montana, and for the purchase of a fish car for the use of said Hatcheries."

Also

S. B. No. 122, "An Act to amend Section 1290 and 1291, Chapter 6 of the Political Code, Revised Codes of 1907, designating who shall be eligible for admission into the State Home for Soldiers, Sailors and Marines."

Also

S. B. 156, "An Act to amend Chapter 146 of the Laws of the Eleventh Legislative Assembly of the State of Montana, passed and approved March 18th, 1909, entitled, 'An Act to provide for the creation, organization, government and extension of irrigation districts; to

prescribe the rights, powers and duties thereof; to provide for the acquisition—either by construction, purchase or otherwise—and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expense of such districts; and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Sections 2309 to 2402 both inclusive of Title X., Part III., of the Revised Codes of Montana of 1907,' by amending Section 38 thereof, relating to 'Limitations on debt incurring power' and by inserting in said Chapter 146, sections to be numbered 56A, 56B, 56C, 56D, 56E and 56F, relating to and providing for the sales of lands for unpaid taxes and assessments, and providing for the issuance of certificates for delinquent taxes and assessments, when the lands sold are struck off to any county of this State, and for the redemption of such certificates."

Also

Sub. S. B. No. 107, "An Act to amend Section 1872 of the Revised Codes of Montana of 1907, relating to dipping sheep temporarily in this State," and signed same in the presence of the House.

On motion of Walker, the House took a recess at 10:30 A. M. subject to the call of the Speaker.

HOUSE RESUMED.

Pursuant to recess, Mr. Speaker called the House to order at 2:00 P. M.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,

Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills having been read three several times, were this day concurred in, title agreed to and are returned herewith:

House Bill No. 62, a bill for an Act entitled, "An Act to create the State Board of Commissioners for the Insane; naming the members thereof and prescribing their powers and duties; providing for the appointment of a Superintendent of the State Insane Asylum, and one Assistant Superintendent and fixing their term and salary and prescribing their qualifications, and providing for their removal; repealing Sections 1111, 1112, 1113, 1114, 1115, 1116, 1117, 1118, 1119, and 1120 of the Revised Codes of the State of Montana."

House Bill No. 231, a bill for an Act entitled, "An Act requiring all persons selling Nursery Stock, fruit trees, plants, vines, scions or cuttings within the State of Montana, as the agent of any nursery not holding a Montana license to obtain a license therefor."

House Bill No. 245, a bill for an Act entitled, "An Act to provide for the prevention of the introduction and spread of insect pests and

diseases of horticultural and agricultural plants; and providing the penalties for violations of the provisions of this Act."

House Bill No. 323, a bill for an Act entitled, "An Act appropriating money for the salary and expenses of the State Traveling Parole Commissioner."

House Bill No. 320, a bill for an Act entitled, "An Act to appropriate money to pay the Bounty Claim of K. W. Hale."

House Bill No. 400, a bill for an Act entitled, "An Act appropriating the sum of Five Hundred (\$500) Dollars to A. W. Butts of Red Rock, Beaverhead County, Montana, in payment for five (5) horses slaughtered by the State Veterinary Surgeon's Department on or about August 7, 1912."

House Bill No. 403, a bill for an Act entitled, "An Act appropriating money from the license bounty fund for the payment of the claim of George H. Scott."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred Senate Bill No. 37, introduced by Asbridge, being a bill for an Act entitled, 'An Act to amend Chapter 136 of the Session Laws of 1909, which provides for certain appliances, rules and regulations looking to the safety of the traveling public and employees upon railway trains and to confer upon the Board of Railroad Commissioners of the State of Montana, certain powers in relation thereto, to confer upon the Board of Railroad Commissioners, power and authority to determine the distribution of joint rates made over two or more railway or railroad lines, and providing penalties for the violation of the provisions of this Act,' today reported recommending that the same do not pass and the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,

Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Railroads and Transportation, to whom was referred House Bill No. 72, introduced by Kelly, being a bill for an Act entitled, "An Act to promote the safety of employes and passengers by prescribing the number of men that shall constitute a train crew; and providing a penalty for the violation of this Act," today reported recommending that the same be not concurred in, that the report was adopted and the bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Bill No. 239, today reported, recommending that said bill be not concurred in, and that the report was adopted.

Bill is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills, having been read three several times, were this day passed, title agreed to, and are transmitted herewith for your concurrence:

Senate Bill No. 179, introduced by Abbott, being a bill for an Act entitled, "An Act to amend Section 2876 of the Revised Codes of Montana of 1907 relating to the limit of indebtedness each county may incur."

Senate Bill No. 126, introduced by Whiteside, being a bill for an Act entitled, "An Act to appropriate money for the construction of a building to be used for Horticultural exhibits at the State Fair and to provide for a permanent plan for the development of said Fair," and

Senate Bill No. 176, introduced by Byrnes, being a bill for an Act entitled, "An Act to amend Sections 87 and 88 of Chapter 147, Session Laws of 1909 providing for the management and investment of the permanent land grant funds realized from the sale of State Lands and the products thereof."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bills numbered 41, 58, 107, 122 and 156 were today reported correctly enrolled.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to

whom was referred House Bill No. 60, today reported, recommending that said bill be concurred in, and that the report was adopted.

Also

That the Committee on Libraries, to whom was referred House Bill No. 397, today reported, recommending that said bill be concurred in, and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Dairies and Dairying, to whom was referred House Bill No. 119, introduced by Meadors, being a bill for an Act entitled, "An Act to compensate owners of tuberculous cattle, glandered horses and horses afflicted with Dourine, when said live stock are killed according to law, and making appropriations therefor," today reported, recommending that said bill be concurred in with the following amendments:

Amend Section 3 by striking out all of Section 3, as shown on the printed bill, and substituting in lieu thereof the following:

Section 3. When the State Veterinarian, or his deputies, has deemed it advisable to slaughter such animals, as provided by law, the valuation of such animals so ordered to be killed shall be the actual full assessed valuation thereof, as shown on the last preceding assessment roll of the county in which such stock were assessed. Provided, however, that if any animals so ordered to be slaughtered shall not appear on the assessment roll as having been assessed for taxation the last preceding year, the owner thereof shall be entitled to no compensation therefor.

Strike out all of Section 4, and insert in lieu thereof the following:

Section 4. Claims against the State and County arising from the slaughter of animals as herein provided, shall be made by filing with the State Auditor and also with the Board of County Commissioners, an affidavit from the owner that the animal has been killed and buried, in accordance with law, and a certificate by the State Veterinarian or his deputy that such animal or animals were ordered to be slaughtered, together with a certificate from the County Assessor of the County where such animals have been assessed. The State Auditor shall examine the same, and if found correct, he shall issue a warrant on the State Treasurer for 50 per cent of the sum named in the return, and the Board of County Commissioners shall audit and cause to be paid 50 per cent of the sum named in the return, from the general fund of the County in which said animals were killed.

Strike out all of Section 6.

Change the numbering of Sections 7, 8 9 and 10, respectively, to read Sections 6, 7, 8 and 9, respectively.

And that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House amendments to Senate Bill No. 77, being a bill for an Act entitled, "An Act to create the County of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson County to conform thereto," were this day concurred in by the Senate, and the bill referred to the Committee on Enrollment.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Roads, Highways and Bridges, to whom was referred House Bill No. 372, today reported, recommending that said bill be concurred in and that the report was adopted.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House amendments to Senate Bill No. 48, being a bill for an Act entitled, "An Act to create the County of Wibaux, to define its boundaries, to provide for its organization and government, and to alter the boundaries of the Counties of Dawson and Custer to conform to the boundaries of the County of Wibaux," were this day concurred in by the Senate, and the bill referred to the Committee on Enrollment.

Respectfully,

G. G. WATT, Secretary.

REPORTS OF STANDING COMMITTEES.

The following was received from the Steering Committee:

To the Clerk of the House of Representatives:

Place on Third Reading in the following order:

House Bills Nos. 420, 421, 202, 116, 206, 318, 238, 375, 390, 299, 329, 345, 253, 205 and H. J. M. No. 5.

Senate Bills Nos. 169, 162, 141, 132, 167, 22, 117, S. J. M. No. 6, S. J. M. No. 4, 101, 163, 99, 168, 102 and 72, approved by Joint Steering Committee.

Harmon from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 129, introduced by Committee on Education, "An Act to provide for the establishment and maintenance of a general uniform and thorough system of public free schools, and to repeal all Acts and parts of Acts in conflict herewith," beg leave to report that House Bill No. 129 has been correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. No. 129 and signed same in the presence of the House.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment to whom were referred House Joint Memorial No. 5 and House Bills Nos. 205, 318, 238, 375, 390, 299, 329, 345 and 253, beg leave to report same back to the House as correctly engrossed.

Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred House Bill No. 337, introduced by Day, being a bill for an Act entitled, "An Act to provide for the collection of a license tax equivalent to 5% of the gross earnings of all express companies doing business in this State, to require reports from said express companies, to provide for examination of their books, to provide that express companies may be punished for any violation of this Act," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Day from the Committee on Ways and Means reported as follows:

Mr. Speaker:

Your Committee on Ways and Means to whom was referred House Bill No. 109, introduced by Eliel, being a bill for an Act entitled, "An Act to provide for and regulate the manner and method of taxing mortgages," having had said bill under consideration, beg leave to report same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

McNally from the Committee on Appropriations reported as follows:

Mr. Speaker:

We, a majority of the Committee on Appropriations, having had under consideration Senate Bill No. 45, being a bill for an Act entitled, "An Act appropriating money to provide exhibits at the Panama Pacific International Exposition and the Panama-California Exposition, and to pay expenses incurred in connection therewith," recommend that the same be concurred in.

Report adopted.

INTRODUCTION OF BILLS.

S. B. No. 181: By the Majority of the Joint Conference Committee on Labor:

A bill for an Act entitled, "An Act providing for the payment of compensation to certain employes for accidental injuries suffered in the course of their employment, and defining the rights, remedies and liabilities of certain employers and employes engaged in extra hazardous occupations, and making provision for assuring the payment of the several amounts of compensation to which injured employes or their dependents may be entitled under the provisions of this Act."

READING OF SENATE BILLS.

S. B. No. 181, read first and second times by title only and referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES.

Cutts, Murray, Mayfield, Clay, Kelly, Smith, Murphy, Carroll, Collins, McNally and Gould from the Committee on Labor reported as follows:

Mr. Speaker:

We, your Committee on Labor, having had under consideration the Joint Conference Committee Bill now known as Senate Bill No. 181, being "An Act providing for the payment of compensation to certain employes for accidental injuries suffered in the course of their employment, and defining the rights, remedies and liabilities of certain employes engaged in extra hazardous occupations, and making provision for assuring the payment of the several amounts of compensation to which injured employes or their dependents may be entitled under the provisions of this Act," beg leave to report the same back with a recommendation that it be not concurred in.

And we further recommend that House Bill No. 427, presented by the minority of said Joint Conference Committee, do pass.

MINORITY REPORT.

Lemmon and Blake from the Committee on Labor reported as follows:

Mr. Speaker:

We, a minority of your Committee on Labor having had under consideration the Joint Conference Bill, now known as Senate Bill No. 181, beg leave to report the same to the House with the recommendation that it be concurred in.

Blake moved the adoption of the Minority Report.

Cutts moved as a substitute the adoption of the Majority Report.

Annin moved the previous question on both motions.

Motion prevailed.

Substitute motion prevailed and the Majority Report was adopted.

On motion of Cutts, the Joint Steering Committee was instructed, Senate concurring, to place H. B. No. 427 at the head of General Orders not later than 3:30 P. M. today.

THIRD READING OF HOUSE BILLS.

On motion of Jewell, pursuant to notice given yesterday, all bills on the board for Third Reading were considered as read.

Senate Amendments to H. B. No. 205 were concurred in by the following vote:

Ayes—Blair of Ravalli, Blair of Powell, Burnett, Burns, Camp, Carroll, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Largey, McClung, McMahon, MacRae, Mains, Meadors, Murphy, Murray, Norton, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—65.

Noes—Annin, Blake, Brower, Collins, Higgins, Johnson, Jordan of Flathead, Kemmis, Lemmon, Mayfield, Nye, O'Neill, Phillips and Rhoades—14.

Absent and not voting—Carnal, Christmas, Fishbaugh, Harmon, Kuphal, Lovelace and McNally—7.

Senate Amendments to H. B. No. 230 were concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Lemmon, Lovelace, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Word and Working—71.

Noes—None.

Absent and not voting—Carnal, Christmas, Day, Harmon, Jewell, Kelly, Kuphal, Largey, McNally, Mains, O'Neill, Pope, Sickler, Walker and Mr. Speaker—15.

S. B. No. 169 having been read three several times was concurred in by the following vote:

Ayes—Blake, Carroll, Clark, Clay Collins, Conner, Cookingham, Cutts, Davidson, Davis, Drinkard, Durkan, Fisher, Gleason, Gould, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kirschwing, Lemmon, McMahon, MacRae, Mayfield, Meadors, Murphy, O'Neill, Pope, Rhoades, Spogen, Stewart, Sullivan, Sweet, Tighe, Working and Mr. Speaker—38.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Cramer, Crull, Doggett, Ellingson, Fishbaugh, Glenn, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Kemmis, Kiley, King, McClung, Murray, Nye, Phillips, Poulsson, Prescott, Rowe, Smith and Word—31.

Absent and not voting—Carnal, Christmas, Crippen, Day, Eliel, Ezekiels, Harmon, Hustead, Kelly, Kuphal, Largey, Lovelace, McNally, Mains, Norton, Sickler and Walker—17.

Title agreed to.

S. B. No. 162 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Lemmon, Lovelace, McClung, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—72.

Noes—Blair of Powell—1.

Absent and not voting—Christmas, Ezekields, Gleason, Harmon, Hustead, Kuphal, Largey, McMahon, McNally, Norton, Phillips, Prescott and Sweet—13.

Title agreed to.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 180, introduced by Rhoades, "An Act to provide for the regulation of sale of articles by weight, measure or numerical count within the State of Montana; creating the office of State Sealer of Weights and Measures; providing the duties and powers of such State Sealer of Weights and Measures; providing penalties for the violation of the provisions of this Act, and repealing the provisions of Chapter 34 of the Laws of the Twelfth Legislative Assembly."

Also

House Bill No. 326, Sub. for H. B. No. 262, "An Act to regulate common carriers, and to provide for certain rules and regulations looking to the safety and convenience of the traveling public and shippers upon railroad or railway trains, to compel the installation of suitable platforms and station houses, and to order the construction of connecting tracks where the line of one railroad or railway crosses, intersects or parallels (overhead at grade, or otherwise), the line or lines of another railroad or railway; to require the construction of industrial or commercial spurs to industries; to provide for the apportionment of joint freight rates, to compel the construction or extension of public loading or unloading tracks, and stock yards, stock chutes or stock pens; and conferring upon the Board of Railroad Commissioners of the State of Montana, certain powers in relation to all the foregoing, giving the District Court the power to enforce the rulings of the Commissioner; giving both parties the right of trial by jury and appeals, and providing a penalty for the violation of this Act."

Also

House Bill No. 295, introduced by Day, "An Act to legalize sales of real property belonging to counties, by Boards of County Commissioners,"

Also

House Bill No. 360, introduced by Hustead, "An Act appropriating money to purchase additional land for the Sattle Orphans' Home at Twin Bridges, Montana," beg leave to report that same have been cor-

rectly enrolled.

Mr. Speaker announced at this time that he was about to sign House Bills Nos. 295, 360, 326 and 180, and signed same in the presence of the House.

S. B. No. 141 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahan, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—78.

Noes—None.

Absent and not voting—Christmas, Ezekiels, Hough, Kelly, Kuphal, McNally, MacRae and Norton—8.

Title agreed to.

S. B. No. 132 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahan, MacRae, Mains, Mayfield, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—72.

Noes—None.

Absent and not voting—Christmas, Crippen, Fisher, Jordan of Dawson, Kelly, Kemmis, Kuphal, Lovelace, McNally, Meadors, Rhoades, Sickler and Sweet—14.

Title agreed to.

On motion of Cutts, the House reverted to the Sixth Order of Business.

MOTIONS AND RESOLUTIONS.

Cutts moved that the House, with the Senate concurring, instruct the Joint Steering Committee to report House Bill No. 427 for General Orders by 4:30 P. M. today, in accordance with Joint Rule No. 23. Motion adopted.

THIRD READING OF HOUSE BILLS.

S. B. No. 167 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burns,

Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kiley, King, Kirschwing, Lemmon, Lovelace, McMahon, RacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart Sullivan, Tighe, Walker, Working and Mr. Speaker—67.

Noes—None.

Absent and not voting—Blake, Burnett, Christmas, Crippen, Durkan, Huddleston, Hustead, Jordan of Dawson, Kelly, Kemmis, Kuphal, Largey, McClung, McNally, Norton, Rhoades, Sickler, Sweet and Word—19.

Title agreed to.

The minority of the Joint Committee appointed pursuant to House Resolution No. 7, was read, signed by Jewell, Pope and Mains.

The majority report of the Joint Committee appointed pursuant to House Joint Resolution No. 7, was read, signed by Abbott, Dearborn and Stevens.

Mains moved the adoption of the Minority report.

Ezekiels moved as a substitute that both reports be adopted.

Eliel moved that both reports be disposed of by being placed with the Clerk until taken up later.

Cutts was granted permission to offer the following statement on personal privilege:

Mr. Speaker:

In connection with the report of the Joint Investigating Committee and my own statement of February 4, concerning certain charges of vote trading among the members of the Thirteenth Legislative Assembly, I desire to state that it was not my intention to arraign the gentleman from Yellowstone—Mr. Crippen—for individual vote trading, as has been alleged in certain publications throughout the State.

I did use the following language in reference thereto:

"The situation is that same time yesterday certain members of this House, including myself, learned of a trading movement on foot in connection with Senate Bill No. 120. It was specifically stated that a certain paper was being circulated containing some nine or ten names subscribed to vote against this measure, in consideration of certain other votes for certain other measures.

And it came to our knowledge that the Progressive gentleman from Yellowstone, Mr. Crippen, did accost the representative from Dawson, Mr. Kemmis, and one other and tell them in effect that unless they voted against Senate Bill No. 120, he, Mr. Crippen, would swing a certain number of votes—(some nine or ten, I understand)—against his county division bill."

Mr. Kemmis later corroborated this statement upon the floor of the House.

Since introducing this evidence before the House, I have been informed that the 'trading movement' referred to was a regular Pro-

gressive Republican caucus procedure and under the circumstances I believe an injustice has been done the gentleman from Yellowstone, individually, by certain newspapers, in alluding to him as standing 'accused upon a constitutional bribery charge.'

This statement is offered at this time, that no member be placed under a cloud of suspicion that might, in a measure, be dispelled by an honest explanation of the facts in the case, and is also intended as a personal expression of esteem for the gentleman from Yellowstone as a well intentioned, though politically misguided representative of the people and as a creditable citizen of Montana.

(Signed:) CUTTS.

Kirschwing moved the previous question.

Motion prevailed.

Motion of Eliel prevailed.

THIRD READING OF SENATE BILLS.

S. B. No. 22 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Burns, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jewell, Jordan of Flathead, Kelly, Kiley, King, Kirschwing, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Working and Mr. Speaker—70.

Noes—None.

Absent and not voting—Blake, Christmas, Cramer, Crippen, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kemmis, Kuphal, Largey, Meadors, Norton, Sweet, Walker and Word—16.

Title agreed to.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day voted not to concur in the request of your Honorable Body that the Steering Committee be instructed to report House Bill No. 427 for general orders in the House by 4:30 o'clock today.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that

the following measures were this day unfavorably reported from the Committee of the Whole, and the report was adopted, and bills are returned herewith.

House Bill No. 404, introduced by Lovelace, a bill for an Act entitled, "An Act to provide more convenient transportation for the members of the Board of Railroad Commissioners of the State of Montana, and to appropriate money therefor."

House Joint Memorial No. 3, introduced by Lovelace, Petition to Congress to enact such legislation as will permit the construction of a steam or electric railroad from Gardiner, Montana, through and across a portion of the Yellowstone National Park to Cooke City, Montana.

House Joint Memorial No. 4, introduced by Lovelace, Petition to Congress to investigate the alleged existence of a traffic, hotel and camp monopoly of the Yellowstone National Park.

House Bill No. 426, introduced by Eliel, a bill for an Act entitled, "An Act appropriating money for the purpose of completing the Mural Decorations in the lobby of the House of Representatives."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 332, being a bill for an Act entitled, "An Act to amend Sections 1, 2, 3 and 4 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly of 1911, entitled, "An Act to provide for the creation, organization and classification of new counties, for locating the county seats, for the adjustment and fulfillment of the rights and obligations arising between such counties and other counties, and providing penalties for the violation thereof," having been amended by the Senate and having been read three several times, was this day concurred in as amended, and is transmitted herewith for your concurrence in Senate Amendments as follows:

Amend the title by inserting after the figure "4" in line 2. the following words and figures, "and re-enacting Sections 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17.

Amend by inserting after the enacting clause the following words and figures: "Section 1. That Section 1 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be and the same is hereby amended to read as follows:"

Amend Section 1, line 5 thereof by inserting after the word "millions" the words "five hundred thousand."

Amend Section 1, line 7 by striking out the words, "two million, five hundred thousand," and inserting in lieu thereof the words "three millions."

Amend Section 1 by striking out the words "ten miles" in line 10 and inserting in lieu thereof the words "eighteen miles."

Amend Section 2, page 2, line 7 by inserting after the word

"taken," the following: "Section 2. That Section 2 of Chapter 112 of the Session Laws of the Twelfth Legislative Assembly be and the same is hereby amended to read as follows."

And amended further as set forth on pages 346 and 347 of the Journal. (House.)

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am instructed by the Senate to inform your Honorable Body that the following House Bills, having been read three several times, were today concurred in, title agreed to, and are returned herewith.

House Bill No. 280, by Committee on Fish and Game.

House Bill No. 271, by Murray.

House Bill No. 264, by Day.

House Bill No. 382, by Clay.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills having been read three several times, were this day concurred in, title agreed to and are returned herewith:

House Bills Nos. 373, 349, 419, 410, 377, 428 and 413.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill having been read three several times, was today passed, title agreed to, and is transmitted herewith for concurrence:

Senate Bill No. 182, a bill for an Act entitled, "An Act to amend Section 6 of Chapter 146, Laws of the Twelfth Legislative Assembly of the State of Montana, relating to Tuberculin testing of cattle."

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 119, having been amended by the Senate and having

been read three several times, was this day concurred in as amended and is transmitted herewith for your concurrence in Senate Amendments.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House iBlls, having been read three several times, were this day concurred in, title agreed to, and are returned herewith:

House Bills Nos. 60, 397 and 372.

Very respectfully,

G. G. WATT, Secretary.

Jewell from the Committee on engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom were referred House Bills Nos. 288, 294, 415, 338, 407, 232, 335, 291, 282, 100, 281, 250, 251 and 354, beg leave to report same back to the House as correctly engrossed.

THIRD READING OF HOUSE BILLS.

Senate Amendments to H. B. No. 280 were concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Poulsson, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Walker, Working and Mr. Speaker—67.

Noes—Burnett, Burns and Prescott—3.

Absent and not voting—Chrismas, Conner, Ellingson, Graybeal, Harmon, Jewell, Kemmis, Kuphal, Largey, Mayfield, Norton, Pope, Rhoades, Sweet, Tighe and Word—16.

On motion of Working, the following letter was spread upon the Journal of the House:

902 Ninth Avenue, Helena.

To Dr. Macdonald and Members of the Legislative Assembly:

Dear Sirs:

Mrs. Finlay McRae and family have received with deep thanks the resolution adopted by the 13th Legislative Assembly of the State of Montana, upon the death of Finlay McRae, and we desire to take this opportunity to thank all members of the Legislature for the kind and much appreciated sympathy they have extended to us in our sad

bereavement. Believe me,

Yours gratefully,

Mrs. Finlay McRae and Family.

March 4th, 1913.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred Substitute for House Bill No. 74, introduced by Committee on Dairying, "An Act creating the office of a State Dairy Commissioner of the State of Montana, fixing his salary and making an appropriation for the carrying out of the provisions of this Act, and defining the duties thereof; providing for deputies; prescribing the duties of said Dairy Commissioner and his deputies; defining dairy products and imitation of dairy products; regulating the production, sale and shipment of cream, milk, butter, ice cream, condensed milk and cheese; providing for the inspection of creameries, cheese, condensed milk and ice cream factories, dairies and utensils; providing penalties for the violation of this Act and repealing all Acts in conflict herewith," beg leave to report that Substitute for House Bill No. 74 has been correctly enrolled.

Mr. Speaker at this time announced that he was about to sign Sub. for H. B. No. 74, and signed same in the presence of the House.

READING OF SENATE BILLS.

S. B. No. 176, read first and second times by title only and referred to Committee on State Lands.

S. B. No. 179, read first and second times by title only and referred to Committee on Townships and Counties.

S. B. No. 126, read first and second times by title only and referred to Committee on Fairs and Expositions.

S. B. No. 182, read first and second times by title only and referred to Committee on Dairying.

S. B. No. 178, read first and second times by title only and referred to Committee on State Boards and Officers.

S. B. No. 170, read first and second times by title only and referred to Committee on Military Affairs.

S. J. R. No. 4, read first and second times by title only and referred to Committee on Education.

S. J. M. No. 7, read first and second times by title only and referred to Committee on Federal Relations.

On motion of Day, S. B. No. 135 was returned to the Senate for correction in amendments.

THIRD READING OF SENATE BILLS.

S. B. No. 117 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Kavalli, Blair of Powell, Blake, Brower, Burns, Camp, Carnal, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Henley, Heinrich, Higgins, Hough, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of

Dawson, King, Largey, Lemmon, Lovelace, McMahon, McNally, Mains, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Walker, Working and Mr. Speaker—60.

Noes—Drinkard, Gould, Graybeal, Holt, Hustead, Kelly, Mayfield, Meadors, Prescott and Stewart—10.

Absent and not voting—Burnett, Carroll, Christmas, Conner, Cutts, Fishbaugh, Harmon, Kemmis, Kiley, Kirschwing, Kuphal, McClung, MacRae, Sullivan, Sweet and Word—16.

Title agreed to.

S. J. M. No. 6 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, King, Kirschwing, Largey, Lemmon, Lovelace, McNally, MacRae, Mains, Meadors, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Working and Mr. Speaker—70.

Noes—None.

Absent and not voting—Burnett, Burns, Christmas, Hough, Huddleston, Kemmis, Kiley, Kuphal, McClung, McMahon, Mayfield, Murphy, Sickler, Sweet, Walker and Word—16.

Title agreed to.

S. J. M. No. 4 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, King, Kirschwing, Lemmon, Lovelace, McNally, MacRae, Mains, Meadors, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Sullivan, Tighe, Walker, Working and Mr. Speaker.—65.

Noes—None.

Absent and not voting—Burnett, Burns, Christmas, Cutts, Day, Eliel, Hough, Hustead, Kemmis, Kiley, Kuphal, Largey, McClung, McMahon, Mayfield, Murphy, Notron, Sickler, Stewart, Sweet and Word—21.

Title agreed to.

On motion of Day, Nathan Godfrey was appointed as Reading Clerk.

S. B. No. 101 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Camp, Carnal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard,

Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Huddleston, Jewell, Jordan of Flathead, Jordan of Dawson, King, Kirschwing, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Word, Working and Mr. Speaker—67.

Noes—None.

Absent and not voting—Blake, Burns, Christmas, Higgins, Hough, Hustead, Jahreiss, Johnson, Kelly, Kemmis, Kiley, Kuphal, Largey, Mayfield, Meadors, Norton, Prescott, Sweet and Walker—19.

Title agreed to.

Hustead from the Committee on Rules, Joint Rules and Order of Business reported as follows:

Mr. Speaker:

We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration the motion of the gentleman from Missoula, Mr. Higgins, which was duly adopted by the House and referred to this Committee, with reference to Roll Calls, beg leave to report as follows:

That Section 1 of Rule 22 be amended by striking out after the word "called" where it first appears, the remainder of the sentence or section.

Report adopted.

THIRD READING OF SENATE BILLS.

S. B. No. 163 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Burns, Camp, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hustead, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, King, Kirschwing, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Working and Mr. Speaker—71.

Noes—None.

Absent and not voting—Carnal, Christmas, Davis, Hough, Huddleston, Jahreiss, Johnson, Kelly, Kiley, Kuphal, Largey, Mains, Norton, Sweet and Word—15.

Title agreed to.

S. B. No. 99 having been read three several times was concurred in by the following vote:

Ayes—Blair of Ravalli, Blair of Powell, Blake, Burnett, Camp, Carroll, Clay, Conner, Crippen, Crull, Cutts, Davidson, Davis, Doggett, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Huddleston, Jahreiss, Jordan of Flathead,

Jordan of Dawson, Kemmis, Kirschwing, Lemmon, Lovelace, McMahon, McNally, MacRae, Murphy, Nye, Phillips, Rhoades, Sickler, Smith, Spogen, Sullivan, Walker, Working and Mr. Speaker—47.

Noes—Annin, Brower, Burns, Collins, Cookingham, Cramer, Drinkard, Heinrich, Higgins, Holt, Jewell, King, McClung, Mayfield, Murray, O'Neill, Pope, Poulsson, Prescott, Rowe, Stewart and Tighe—22.

Absent and not voting—Carnal, Christmas, Clark Day, Henley, Hough, Hustead, Johnson, Kelly, Kiley, Kuphal, Largey, Mains, Meadors, Norton, Sweet and Word—17.

Title agreed to.

S. B. No. 168 having been read three several times was concurred in by the following vote:

Ayes—Blake, Burnett, Camp, Carroll, Clay, Crippen, Cutts, Day, Doggett, Drinkard, Durkan, Eliel, Ezekiels, Fishbaugh, Fisher, Gleason, Gould, Graybeal, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kirschwing, Lemmon, McMahon, McNally, Mayfield, Murphy, Murray, Phillips, Pope, Poulsson, Prescott, Sickler, Smith, Spogen, Stewart, Sullivan, Walker and Mr. Speaker—42.

Noes—Annin, Blair of Ravalli, Blair of Powell, Brower, Clark, Collins, Conner, Cookingham, Cramer, Crull, Davis, Ellingson, Harmon, Heinrich, Jordan of Flathead, Kemmis, King, McClung, Meadors, Norton, O'Neill, Rhoades, Tighe and Working—24.

Absent and not voting—Burns, Carnal, Christmas, Davidson, Glenn, Henley, Holt, Hough, Johnson, Kelly, Kiley, Kuphal, Largey, Lovelace, MacRae, Mains, Nye, Rowe, Sweet and Word—20.

Title agreed to.

S. B. No. 102 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Camp, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Kemmis, King, Kirschwing, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker and Mr. Speaker—64.

Noes—Doggett, O'Neill and Working—3.

Absent and not voting—Blair of Powell, Burns, Carnal, Carroll, Christmas, Cutts, Glenn, Hough, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, King, Kuphal, Largey, Mains, Norton, Sweet and Word—19.

Title agreed to.

S. B. No. 72 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carroll, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Eliel, Ellingson, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Hein-

rich, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Working and Mr. Speaker—70.

Noes—Collins and O'Neill—2.

Absent and not voting—Burns, Carnal, Christmas, Cutts, Durkan, Ezekiels, Fishbaugh, Hough, Kelly, Kuphal, Lovelace, Mains, Sweet, and Word—14.

Title agreed to.

Eliel offered the following motion:

Mr. Speaker:

I move that House Rule No. 53, governing "who may be admitteed to the floor" be amended by striking out all that part after the word "house," where it last appears, and inserting in lieu thereof the following: "and the members of the family of member."

The effect of this amendment will be to deny admittance to the floor except to State and Legislative Officers, Ex-Members of Legislature, Judges, Representatives of the Press and the families of members, the privilege of the floor on presentation of card is suspended.

Blake moved that this motion be referred to Committee on Rules, Joint Rules and Order of Business to report at once.

Motion prevailed.

Fisher from the Committee on Fairs and Expositions reported as follows:

Mr. Speaker:

We, your Committee on Fairs and Expositions, to whom was referred Senate Bill No. 175, introduced by Committee on Finance and Claims, being a bill for an Act entitled, "An Act to appropriate money to cover deficiency in an appropriation made by House Bill No. 401, an Act approved March 13th, 1911, Session Laws of 1911, for the purchase of land for State Fair," having had same under consideration, beg leave to report back to the House with the recommendation that same be concurred in.

Report adopted.

The Committee on Rules, Joint Rules and Order of Business reported favorably on motion of Eliel, and Mr. Speaker stated that he would so rule.

On motion of Annin the House took a recess at 5:50 P. M. until 7:30 P. M.

EVENING SESSION.

House reassembled at 7:30 P. M.

Mr. Speaker in the chair.

The following communications were received from the Senate:

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 325, by Committee on Corporations other than Municipal, having been amended in the Senate and having been read three several times was this day concurred in as amended, title agreed to and is transmitted herewith for concurrence by your honorable body in Senate amendments.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 5, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 96, introduced by Day, being a bill for an Act entitled, "An Act to prohibit and punish lewd and lascivious acts upon or with the body of children under the age of sixteen years," having been amended by the Senate and having been read three several times, was this day concurred in as amended and is transmitted herewith for the concurrence of your honorable body in Senate amendments as follows:

Amend Section 1, line 1 by inserting after the word "person" the words "over the age of eighteen years."

Further amend said Section by striking out the words "not less than one year," in the last line thereof and inserting in lieu thereof the words, "not exceeding five years."

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Counties, Towns and Municipal Corporations, to whom was referred House Bill No. 310, today reported, recommending that same be concurred in, and that the report was adopted.

Also.

That the Committee on Finance and Claims, to whom was referred House Bill No. 349, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims to whom was referred House Bill No. 410, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims to whom was referred House Bill No. 404, today reported, recommending that same be con-

curréd in, and that the report was adopted.

Also

That the Committee on Finance and Claims to whom was referred House Bill No. 377, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims to whom was referred House Bill No. 419, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims to whom was referred House Bill No. 413, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims to whom was referred House Bill No. 373, today reported, recommending that same be concurred in, and that the report was adopted.

Also

That the Committee on Finance and Claims to whom was referred House Bill No. 428, today reported, recommending that same be concurred on and that the report was adopted.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred House Bill No. 398, today reported the same back with the recommendation that it be not concurred in, and that the report was adopted, and the bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill Nos. 296 and 310, having been read three several times, were today concurred in, title agreed to and are returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 222, introduced by Stewart, was this day unfavorably

reported from the Committee of the Whole and the report was adopted and the bill is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

Pursuant to the request of your Honorable Body of even date, herewith I am directed by the Senate to return Senate Bill No. 157.

Very respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to return to your Honorable Body Senate Bill No. 135, which was returned to the Senate this day "for the reason that it is at variance with the printed bill as to all of Chapter Nine," and to inform your honorable body that the history of Senate Bill No. 135 as endorsed thereon shows that after the bill was printed, it was amended in Committee of the Whole Senate, and the engrossed bill as transmitted to your honorable body is the bill passed by the Senate.

For the information of your honorable body, I am directed to say that the amendments in the Committee of the Whole Senate included the striking out of all of the original Section One of Chapter Nine and inserting in lieu thereof Section One as it appears in Chapter Nine of the engrossed Bill, and that Chapter Nine was further amended by striking out in Section Two the word "Twelve" and inserting in lieu thereof the word "eight."

Very respectfully,

G. G. WATT, Secretary.

On motion of Day, all reference to amendments to S. B. No. 135 were ordered eliminated from the House Journal.

REPORTS OF STANDING COMMITTEES.

Fisher from the Committee on Fairs and Expositions reported as follows:

Mr. Speaker:

We, your Committee on Fairs and Expositions, to whom was referred Senate Bill No. 126, introduced by Whiteside, a bill for an Act entitled, "An Act to appropriate money for the construction of a building to be used for Horticultural Exhibits at the State Fair and to provide for a permanent plan for the development of said Fair," having had said bill under consideration, beg leave to report the same back to the House with the recommendation that the bill be concurred in.

Report adopted.

Johnson from the Committee on State Lands reported as follows:

nal, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Glenn, Gould, Henley, Heinrich, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—72.

Noes—Holt, Hough, Mains and O'Neill—4.

Absent and not voting—Blair of Powell, Burns, Christmas, Gleason, Graybeal, Harmon, Higgins, Kuphal, Lovelace and McNally—10.

On motion of Rhoades, Senate Amendment to H. B. No. 119 were considered as read at length.

On motion of Rhoades, Senate Amendments to H. B. No. 119 were concurred in by the following vote:

Ayes—Annin, Blake, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Caly, Collins, Conner, Cookingham, Crippen, Crull, Cutts, Davidson, Davis, Day Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Glenn, Gould, Harmon, Henley, Holt, Hough, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—72.

Noes—Blair of Ravalli, Cramer and Heinrich—3.

Absent and not voting—Blair of Powell, Burns, Fisher, Gleason, Graybeal, Higgins, Huddleston, Hustead, Kelly, Kuphal and Lovelace—11.

H. B. No. 325 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Brower, Burnett, Burns, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collnis, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Spogen, Stewart, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—77.

Noes—None.

Absent and not voting—Blair of Powell, Blake, Gleason, Graybeal, Hustead, Kuphal, Lovelace, Smith and Walker—9.

Title agreed to.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on State Lands to whom was referred Senate Bill No. 176, introduced by Byrnes, being an Act to amend Sections 87 and 88 of Chapter 147, Session Laws of 1907, providing for the management and investment of the permanent land grant funds realized from the sale of State lands and the products thereof, having had the same under consideration, report the same back to the House with the recommendation that same be concurred in.

Report adopted.

Burns from the Committee on State Boards and Officers reported as follows:

Mr. Speaker.

We, your Committee on State Boards and Officers, to whom was referred Senate Bill No. 153, introduced by Darroch, being a bill for an Act entitled, "An Act to amend Section 4363, Revised Codes of Montana of 1907, relating to the Board of Railroad Commissioners of the State of Montana, and making the members thereof appointive instead of elective," having had same under consideration, beg leave to report back to the House with the recommendation that it be not concurred in.

Report adopted.

Also

Burns from the Committee on State Boards and Officers reported as follows.

Mr. Speaker:

We, your Committee on State Boards and Officers, to whom was referred Senate Bill No. 178, introduced by Dearborn, "An Act authorizing the appointment of a Chief Clerk to the State Auditor and Commissioner of Insurance ex-officio, and providing the salary therefor," having had same under consideration, beg leave to report back to the House with the recommendation that it be concurred in.

Report adopted.

On motion of Norton, a reconsideration of the vote by which the Special Rule regarding visitors was adopted prior to recess, was taken.

Norton moved that the motion of Eliel regarding above be laid on the table.

Motion to table prevailed.

On motion of Norton, amended by Day, all visitors were excluded from the floor of the House, excepting members of the Senate, State Officials and those having admittance cards, and also the Sergeant at Arms was instructed to have a clear passageway for employes entering and leaving the hall of the House.

THIRD READING OF HOUSE BILLS.

On motion of Rhoades, Senate Amendments to House Bill 332 were considered as read at length.

Senate Amendments to H. B. No. 332 having been read three several times, were concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Camp, Car-

Mr. Speaker:

We, your Committee on Engrossment to whom were referred House Bills Nos. 362 and 285, beg leave to report the same back to the House as correctly engrossed.

Mr. Speaker at this time announced that he was about to sign Senate Bills Nos. 145, 48, 167, 169, 77 and 47 and S. J. M. No. 8, and signed same in the presence of the House.

Eliel was granted unanimous consent to offer the following Resolution:

This House has been faithfully served by the representatives of the Press in attendance during the Session. Proceedings have been accurately and impartially reported and published by them. They have always been courteous and have been invariably tactful in making their reports. These being the facts, it is

THEREFORE RESOLVED, that this House hereby express its deep sense of obligation to all the representatives of the Press who have been in attendance, and our appreciation of the fact that the judgment which the people of the State of Montana will pass upon the result of our work will probably be more just and more considerate owing to the careful, yet honest reports which these gentlemen have made for publication through the medium of the several journals which they have served. The House desires to compliment them upon the efficient service they have given, not only to their employers, but to the public as well.

Resolution adopted unanimously.

REPORTS OF STANDING COMMITTEES.

Phillips from the Committee on Education reported as follows:

Mr. Speaker:

Your Committee on Education to whom was referred Senate Joint Resolution No. 4, being a Resolution "Relative to aid from the government of the United States for industrial education and establishment of a national university and department of education," having had same under consideration, beg leave to report back to the House with the recommendation that said Resolution be concurred in.

Report adopted.

Huddleston from the Committee on Federal Relations reported as follows:

Mr. Speaker:

Your Committee on Federal Relations to whom was referred Senate Joint Memorial No. 7, introduced by Edwards, relating to a land grant of the Northern Pacific Railway, recommend same for concurrence.

Report adopted.

Gould from the Committee on Dairying reported as follows:

Mr. Speaker:

Your Committee on Dairying to whom was referred Senate Bill No. 182 by Cato, being a bill for an Act entitled, "An Act to amend Section 6 of Chapter 146, Laws of the Twelfth Legislative Assembly of the State of Montana, relative to tuberculin testing of cattle," having

had same under consideration, beg leave to report back to the House with the recommendation that said bill be concurred in.

Report adopted.

THIRD READING OF HOUSE BILLS.

Senate Amendments to H. B. No. 96 having been read three several times were concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Camp, Carnal, Christmas, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Largey, Lemmon, McClung, McMahon, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—76.

Noes—None.

Absent and not voting—Blair of Powell, Burns, Carroll, Drinkard, Kirschwing, Kuphal, Lovelace, McNally, Norton and Rhoades—10.

S. B. No. 59 having been read three several times was concurred in by the following vote:

Ayes—Annin, Blair of Ravalli, Blake, Brower, Burnett, Carnall, Carroll, Christmas, Clark, Clay, Collins, Conner, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jaheriss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—78.

Noes—Camp—1.

Absent and not voting—Blair of Powell, Burns, Cookingham, Hustead, Kuphal, Lovelace and Norton—7.

Title agreed to.

Cutts moved, duly seconded, that H. B. No. 420 on the board for Third reading, be laid upon the table.

Upon roll call, motion to table was adopted by the following vote:

Ayes—Annin, Blair of Ravalli, Brower, Camp, Carnal, Carroll, Clay, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Durkan, Ellingson, Ezekiels, Harmon, Henley, Hough, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, Kirschwing, Largey, McNally, MacRae, Mains, Mayfield, Murphy, Murray, Nye, Pope, Prescott, Rhoades, Rowe, Smith, Spogen and Sweet—43.

Noes—Blair of Powell, Blake, Burnett, Christmas, Clark, Day, Doggett, Drinkard, Eliel, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Heinrich, Higgins, Holt, Huddleston, Hustead, Jahreiss, John-

son, Kemmis, King, Lemmon, Lovelace, McClung, McMahon, Meadors, Norton, O'Neill, Phillips, Poulsson, Sickler, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—41.

Absent and not voting—Burns and Kuphal—2.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom was referred House Bill No. 62, introduced by Lemmon, beg leave to report that same has been correctly enrolled.

Mr. Speaker announced at this time that he was about to sign H. B. No. 62, and signed same in the presence of the House.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that House Joint Memorial No. 8, introduced by Day, conferring upon T. T. Maroney the title of Official Aviator of Montana, was this day concurred in by the Senate, and is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Senate Chamber,
Helena, Montana.

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day concurred in House amendments to Senate Joint Memorial No. 6, and the same was referred to the Committee on Enrollment.

Respectfully,

G. G. WATT, Secretary.

Helena, Montana.
Senate Chamber,

March 6, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day concurred in House amendments to Senate Bill No. 101, and that the bill was referred to the Committee on Enrollment.

Also

That the Senate this day voted not to concur in the House amendments to Senate Bill No. 99, and that the President of the Senate named Senators Abbott, Muffly and Stevens as members of a Joint Conference Committee to consider said amendments and vote to request the House to appoint a like committee.

Also

That the Senate this day voted not to concur in House amendments to Senate Bill No. 72, and that the President of the Senate appointed

Senators Edwards, Whiteside and Leary as members of a Joint Conference Committee to consider said amendments and vote to request that the House appoint a like committee.

Also

That the Committee on Finance and Claims, to whom was referred House Bill No. 426, today reported, recommending that same be not concurred in, that the report was adopted and bill is returned herewith.

Respectfully,

G. G. WATT, Secretary.

On motion of Day, the House declined to send a Conference Committee on H. B. No. 99.

Pursuant to Senate Communication, Mr. Speaker appointed the following Conference Committee on S. B. No. 72: Rhoades, Mains and Jewell.

Cutts moved that H. B. No. 421 be laid on the table.

Roll call was asked for.

Blake moved as a substitute that the House do now divide.

Motion prevailed and the Speaker appointed Walker and Cutts as Tellers.

Motion to table prevailed.

THIRD READING OF HOUSE BILLS.

H. B. No. 202 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carnal Carroll, Christmas, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Davis, Day, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Higgins, Holt, Hough, Huddleston, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kiley, King, Kirschwing, Lovelace, McClung, MacRae, Mayfield, Meadors, Murphy, Norton, Nye, O'Neill, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Tighe, Working and Mr. Speaker—61.

Noes—None.

Absent and not voting—Burns, Collins, Crull, Doggett, Gleason, Heinrich, Hustead, Jewell, Kelly, Kemmis, Kuphal, Largey, Lemmon, McMahon, McNally, Mains, Murray, Phillips, Pope, Rhoades, Stewart, Sullivan, Sweet, Walker and Word—25.

Title agreed to.

H. B. No. 116 having been read three several times was passed by the following vote:

Ayes—Blair of Ravalli, Blair of Powell, Blake, Brower, Camp, Carnal, Carroll, Clark, Clay, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Davis, Day, Drinkard, Durkan, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Lovelace, McClung, McNally, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Poulsson, Rowe, Sickler, Smith, Spogen, Sullivan, Tighe, Working and Mr. Speaker—61.

Noes—Burnett, Collins, Conner, Jordan of Flathead and Phillips—5.

Absent and not voting—Annin, Burns, Christmas, Doggett, Eliel, Hustead, Jewell, Kemmis, Kuphal, Largey, Lemmon, McMahon, Mains, Pope, Prescott, Rhoades, Stewart, Sweet, Walker and Word—20.

Title agreed to.

H. B. No. 318 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carnal, Clay, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kiley, King, MacRae, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—62.

Noes—None.

Absent and not voting—Burns, Carroll, Christmas, Clark, Collins, Cutts, Day, Doggett, Drinkard, Jewell, Jordan of Flathead, Kemmis, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, Mains, Rhoades, Stewart and Walker—24.

Title agreed to.

H. B. No. 238 having been read three several times was passed by the following vote:

Ayes—Annin, Blair of Ravalli, Blair of Powell, Burnett, Camp, Carnal, Clark, Clay, Collins, Conner, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Hough, Johnson, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Lovelace, McMahon, MacRae, Mayfield, Murphy, Murray, Norton, O'Neill, Phillips, Pope, Poulsson, Prescott, Rowe, Sickler, Smith, Spogen, Sullivan, Sweet, Tighe, Word, Working and Mr. Speaker—58.

Noes—Graybeal—1.

Absent and not voting—Blake, Burns, Brower, Carroll, Christmas, Crpipen, Day, Doggett, Gleason, Higgins, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Flathead, Kirschwing, Kuphal, Largey, Lemmon, McClung, McNally, Mains, Meadors, Nye, Rhoades, Stewart and Walker—27.

Title agreed to.

On motion of Word, the following amendment to H. B. No. 375 was introduced without previous notice:

Amend Section 1 of H. B. No. 375 by adding in line 22 after the word "only" the following words: "Provided, also, that no person under twenty-one years of age shall be permitted to play slot machines."

H. B. No. 375 having been read three several times was lost by the following vote:

Ayes—Blake, Burnett, Carnal, Durkan, Ezekiels, Fisher, Gleason, Glenn, Hough, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kelly, Kiley, Kirschwing, Largey, Lemmon, McMahon, McNally,

Murray, Norton, O'Neill, Phillips, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Mr. Speaker—35.

Noes: Annin, Blair of Ravalli, Blair of Powell, Brower, Camp, Clark, Collins, Conner, Cookingham, Cramer, Crippen, Crull, Davidson, Davis, Day, Doggett, Drinkard, Eliel, Ellingson, Fishbaugh, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Jordan of Flathead, Kemmis, King, Lovelace, McClung, MacRae, Mayfield, Meadors, Nye, Pope, Poulsson, Prescott, Rowe and Working—40.

Absent and not voting: Burns, Carroll, Christmas, Clay, Cutts, Higgins, Jewell, Kuphal, Mains, Murphy and Rhoades—11.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment having H. B. No. 332, find a clerical error in an amendment attached thereto on Page 2 of the original bill, relating to Section 2 thereof, by having the amendment inserted after the word "taken" when it should have been inserted after the word "provided" on the same line thereof.

We beg to be empowered to make said correction.

On motion of Brower, the Committee on Enrollment was empowered to make correction as requested.

Burnett from the Committee on Printing reported as follows:

Mr. Speaker:

Your Committee on Printing beg leave to report all House Bills, Memorials and Resolutions in the hands of this committee as correctly printed.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:

Senate Chamber,

Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Mines and Mining, to whom was referred H. B. No. 7, today reported, recommending that same be not concurred in. That the report was adopted and bill is returned herewith.

Also

That the Committee on Mines and Mining, to whom was referred H. B. No. 357, same being Substitute for H. B. No. 148, today reported, recommending that said bill be not concurred in, that the report was adopted and bill is returned herewith.

Also

That House Amendments to S. B. No. 22, were today concurred in and the said Senate Bill No. 22 was referred to the Committee on Enrollment.

Respectfully,

G. G. WATT, Secretary.

MESSAGE FROM THE GOVERNOR.

The following communication was received from the Governor:
The Speaker of the House of Representatives,

House of Representatives,
Helena, Montana.

I have this day approved and deposited with the Secretary of State, H. B. No. 62.

S. V. STEWART,
Governor.

Speaker pro tem. in the chair.

H. B. No. 390 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Carnal, Clark, Collins, Cookingham, Cramer, Crull, Davidson, Davis, Doggett, Durkan, Ellingson, Ezekiels, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Huddleston, Jewell, Jordan of Dawson, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, McClung, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Nye, O'Neill, Pope, Poulsson, Prescott, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Word and Working—58.

Noes: Conner and Drinkard—2.

Absent and not voting: Burns, Camp, Carroll, Christmas, Clay, Crippen, Cutts, Day, Eliel, Fishbaugh, Hough, Hustead, Jahreiss, Johnson, Jordan of Flathead, Kelly, Kuphal, Lovelace, McMahon, Norton, Phillips, Rhoades, Sickler, Sweet, Walker and Mr. Speaker—26.

Title agreed to.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 343, beg leave to report the same back to the House as correctly engrossed.

MESSAGE FROM THE SENATE.

The following communication was received from the Senate:

Senate Chamber,

Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your honorable body that the Senate this day concurred in House Amendments to S. B. No. 59, and same was referred to the Committee on Enrollment.

Respectfully,

G. G. WATT, Secretary.

Huddleston from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom were referred H. B. Nos. 270, 136, 212, 240, 225, 264, 397, 105, 308, 428, 231, 256, 320, 419, 377 and 247, beg leave to report the same as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. Nos. 270, 136, 212, 240, 225, 264, 397, 105, 308, 428, 231, 256, 320, 419, 377 and 247, and signed same in the presence of the House.

THIRD READING OF SENATE BILLS.

S. B. No. 135 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Carroll, Clark, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Day, Doggett, Durkan, Eliel, Ellingson, Ezekiels, Fisher, Glenn, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jahreiss, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Prescott, Sickler, Smith, Spogen, Stewart, Sullivan, Walker, Word and Working—64.

Noes: Burnett, Conner and Drinkard—3.

Absent and not voting: Burns, Camp, Carnall, Christmas, Clay, Davis, Fishbaugh, Harmon, Hustead, Jewell, Kemmis, Kuphal, Mayfield, Phillips, Rhoades, Rowe, Sweet, Tighe and Mr. Speaker—19.

Title agreed to.

By order of the Steering Committee, H. B. No. 427 was placed on General Orders.

On motion of Walker, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Lovelace in the chair.

House resumed.

Speaker pro tem. in the chair.

Lovelace from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole to whom was referred H. B. No. 427, a bill for an Act entitled, "An Act relating to the liability of employers for injury to their employees in hazardous industries," having had same under consideration, report same back to the House with the recommendation that same do pass with the following amendments:

Amend Section 4 by striking out in line 62 the words "charged with" and inserting in lieu thereof the words "that has been or may be used to convey."

Amend Section 5a by adding in line 83, after the word "service," the words "as enumerated in the foregoing sections."

Also

Having had under consideration H. B. No. 159, "An Act creating the Department of Labor and Industry, providing for the appointment, duties and powers of the officers thereof and fixing their salaries," report same back to the House with the recommendation that same do pass.

Also

Having had under consideration H. B. No. 105, a bill for an Act entitled, "An Act to create and appoint a State Tax Commission, to define the powers and duties thereof, to provide for the appointment of County Boards of Appraisers, to define the powers and duties there-

of; to provide for the appraisement of all property in the State by said State Tax Commission and County Boards of Appraisers, to provide for the enforcement of its provisions, and to punish violations thereof and to appropriate funds to carry this Act into effect," report same back to the House with the recommendation that same do pass.

Mr. Speaker announced at this time that he was about to sign S. B. Nos. 141, 168, 162, 163, and Senate Joint Memorials Nos. 4 and 6, and signed same in the presence of the House.

Report of the Committee of the Whole adopted.

Day moved, duly seconded, that H. B. Nos. 420 and 421 be taken from the table.

Cutts moved as an amendment that H. B. 427 be considered as correctly engrossed and placed on third reading.

Amendment prevailed.

THIRD READING OF HOUSE BILLS.

H. B. No. 427 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Camp, Carnal, Carroll, Clay, Collins, Conner, Cramer, Crippen, Crull, Cutts, Davidson, Durkan, Ellingson, Ezekiels, Fisher, Glenn, Harmon, Henley, Holt, Hough, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lovelace, McNally, Mains, Mayfield, Murphy, Murray, Norton, Nye, Pope, Prescott, Rhoades, Smith, Spogen, Stewart, Sweet, Tighe, Walker, Working and Mr. Speaker—50.

Noes: Blair of Powell, Blake, Brower, Burnett, Christmas, Clark, Day, Doggett, Drinkard, Eliel, Fishbaugh, Gleason, Gould, Graybeal, Higgins, Huddleston, Hustead, Jahreiss, Johnson, Lemmon, McMahon, MacRae, Meadors, O'Neill, Poulsson, Rowe, Sickler, Sullivan and Word—29.

Absent and not voting: Burns, Cookingham, Davis, Heinrich, Kuphal, McClung and Phillips—7.

Title agreed to.

H. B. No. 420 having been read three several times was passed by the following vote: ,

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carnal, Carroll, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Davidson, Day, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, Kiley, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mayfield, Murphy, Murray, Nye, O'Neill, Pope, Poulsson, Prescott, Rhoades, Rowe, Sickler, Smith, Stewart, Sullivan, Tighe, Walker, Working and Mr. Speaker—70.

Noes: Mains—1.

Absent and not voting: Burns, Conner, Cutts, Davis, Doggett, Drinkard, Ezekiels, Graybeal, Kuphal, Meadors, Norton, Phillips, Spogen, Sweet and Word—15.

Title agreed to.

H. B. No. 421 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Carnal, Carroll, Christmas, Clark, Clay, Collins, Cookingham, Cramer, Crippen, Crull, Cutts, Davidson, Doggett, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Jordan of Flathead, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, O'Neill, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—68.

Noes—None.

Absent and not voting: Burnett, Burns, Camp, Conner, Davis, Day, Drinkard, Ezekiels, Hustead, Jahreiss, Jewell, Johnson, Kuphal, Phillips, Pope, Poulsson, Sickler and Sweet—18.

Title agreed to.

H. B. No. 329 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Carnal, Carroll, Clark, Clay, Collins, Cookingham, Cramer, Crull, Davidson, Day, Doggett, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Heinrich, Higgins, Holt, Jordan of Flathead, Kelly, Kiley, King, Kirschwing, Lovelace, McClung, MacRae, Mains, Meadors, Murray, Nye, Phillips, Pope, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Tighe, Working and Mr. Speaker—52.

Noes: Eliel, Jahreiss, Lemmon, McMahon, Mayfield and Poulsson—6.

Absent and not voting: Burns, Christmas, Conner, Crippen, Cutts, Davis, Drinkard, Durkan, Ezekiels, Gleason, Graybeal, Hough, Huddleston, Hutsead, Jewell, Johnson, Jordan of Dawson, Kemmis, Kuphal, Largey, McNally, Murphy, Norton, O'Neill, Sickler, Sweet, Walker and Word—28.

Title agreed to.

H. B. No. 205 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blake, Brower, Burnett, Clark, Clay, Conner, Cookingham, Cutts, Davidson, Day, Eliel, Ezekiels, Fishbaugh, Glenn, Gould, Harmon, Henley, Heinrich, Holt, Huddleston, Hustead, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, McMahon, McNally, Mains, Murray, Norton, Nye, Poulsson, Prescott, Rhoades, Spogen, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—49.

Noes: Blair of Powell, Ellingson, Higgins and Phillips—4.

Absent and not voting: Annin, Burns, Camp, Carnal, Carroll, Christmas, Collins, Cramer, Crippen, Crull, Davis, Doggett, Drinkard, Durkan, Fisher, Gleason, Graybeal, Hough, Jahreiss, Johnson, Kemmis, Kiley, Kuphal, MacRae, Mayfield, Meadors, Murphy, O'Neill, Pope, Rowe, Sick-

ler, Smith and Stewart—33.

Title agreed to.

H. J. M. No. 5 having been read three several times was passed by the following vote:

Ayes: Blair of Ravalli, Blair of Powell, Blake, Brower, Burnett, Camp, Clark, Clay, Cookingham, Crippen, Cutts, Davidson, Day, Doggett, Eliel, Ellingson, Ezekiels, Fisher, Glenn, Gould, Henley, Heinrich, Higgins, Holt, Huddleston, Hustead, Jewell, Johnson, Jordan of Flathead, Kelly, Kemmis, King, Kirschwing, Largey, Lemmon, Lovelace, McMahon, McNally, MacRae, Mains, Murphy, Murray, Norton, Nye, O'Neill, Prescott, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Word and Working—54.

Noes—None.

Absent and not voting: Annin, Burns, Carnal, Carroll, Christmas, Collins, Conner, Cramer, Crull, Davis, Drinkard, Durkan, Fishbaugh, Gleason, Graybeal, Harmon, Hough, Jahreiss, Jordan of Dawson, Kiley, Kuphal, McClung, Mayfield, Meadors, Phillips, Pope, Poulsson, Rhoades, Rowe, Sickler, Walker and Mr. Speaker—32.

Title agreed to.

H. B. No. 299 having been read three several times was passed by the following vote:

Ayes: Blake, Camp, Clay, Collins, Crull, Doggett, Drinkard, Durkan, Eliel, Fishbaugh, Fisher, Gleason, Glenn, Gould, Harmon, Henley, Higgins, Holt, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kemmis, Kiley, Kirschwing, Lemmon, McMahon, McNally, MacRae, Mains, Mayfield, Meadors, Murphy, Murray, Norton, Nye, Phillips, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Sullivan, Sweet, Tighe, Walker, Word, Working and Mr. Speaker—51.

Noes: Annin, Blair of Ravalli, Blair of Powell, Brower, Burnett, Clark, Cookingham, Cramer, Davidson, Ellingson, Hough, Jordan of Flathead, Kelly, King, Lovelace, McClung and Pope—17.

Absent and not voting: Burns, Carnal, Carroll, Christmas, Conner, Crippen, Cutts, Davis, Day, Ezekiels, Graybeal, Heinrich, Jordan of Dawson, Kuphal, Largey, O'Neill, Sickler and Stewart—18.

Title agreed to.

H. B. No. 253 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blake, Brower, Burnett, Camp, Carroll, Clark, Clay, Cramer, Crull, Davidson, Day, Doggett, Drinkard, Ellingson, Fisher, Glenn, Gould, Harmon, Henley, Holt, Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kelly, Kirschwing, Lemmon, McClung, McMahon, McNally, Mains, Norton, Nye, Phillips, Poulsson, Rowe, Spogen, Stewart, Sullivan, Sweet, Word, Working and Mr. Speaker—45.

Noes: Conner, Cookingham and Heinrich—3.

Absent and not voting: Blair of Powell, Burns, Carnal, Christmas, Collins, Crippen, Cutts, Davis, Durkan, Eliel, Ezekiels, Fishbaugh, Gleason, Graybeal, Higgins, Hough, Huddleston, Hustead, Johnson, Kemmis, Kiley, King, Kuphal, Largey, Lovelace, MacRae, Mayfield, Meadors,

Murphy, Murray, O'Neill, Pope, Prescott, Rhoades, Sickler, Smith, Tighe and Walker—38.

Title agreed to.

H. B. No. 345 having been read three several times was passed by the following vote:

Ayes: Blair of Powell, Blake, Camp, Clark, Clay, Crull, Day, Fishbaugh, Fisher, Gould, Harmon, Holt, Jahreiss, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Lemmon, McMahon, McNally, Murphy, Norton, Poulsson, Rhoades, Rowe, Spogen Stewart, Sullivan and Mr. Speaker—28.

Noes: Annin, Brower, Burnett, Cramer, Crippen, Davidson, Doggett, Glenn, Henley, Heinrich, Johnson, Jordan of Flathead, King, Lovelace, McClung, MacRae, Mains, Nye, Phillips, Pope, Prescott and Working—22.

Absent and not voting: Blair of Ravalli, Burns, Carnal, Carroll, Christmas, Collins, Conner, Cookingham, Cutts, Davis, Drinkard, Durkan, Eliel, Ellingson, Ezekiels, Gleason, Graybeal, Higgins, Hough, Huddleston, Hustead, Jewell, Kuphal, Largey, Mayfield, Meadors, Murray, O'Neill, Sickler, Smith, Sweet, Tighe, Walker and Word—34.

Title agreed to.

THIRD READING OF SENATE BILLS.

Conference Committee Amendments to S. B. No. 72 were concurred in by the following vote:

Ayes: Blake, Camp, Clay, Cutts, Day, Doggett, Drinkard, Eliel, Ezekiels, Gleason, Glenn, Heinrich, Higgins, Holt, Huddleston, Jewell, Johnson, Jordan of Flathead, Kirschwing, Lemmon, Lovelace, McMahon, McNally, Mains, Murphy, Murray, Norton, O'Neill, Rhoades, Sickler, Spogen, Stewart, Sullivan, Tighe, Word and Working—37.

Noes: Blair of Ravalli, Blair of Powell, Brower, Christmas, Clark, Cookingham, Ellingson, Fishbaugh, Gould, Henley, King, MacRae and Nye—13.

Absent and not voting: Annin, Burnett, Burns, Carnal, Carroll, Collins, Conner, Cramer, Crippen, Crull, Davidson, Davis, Durkan, Fisher, Graybeal, Harmon, Hough, Hustead, Jahreiss, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, McClung, Mayfield, Meadors, Phillips, Pope, Poulsson, Prescott, Rowe, Smith, Sweet, Walker and Mr. Speaker—36.

Title agreed to.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 217, beg leave to report the same back to the House as correctly engrossed.

READING OF SENATE BILLS.

S. B. No. 157 having been read three several times was concurred in by the following vote :

Ayes: Blake, Brower, Camp, Clay, Conner, Cookingham, Crippen, Cutts, Davidson, Day, Doggett, Eliel, Fisher, Glenn, Graybeal, Henley, Higgins, Holt, Huddleston, Johnson, Jordan of Flathead, Kirschwing,

Gould, Heinrich, Hustead, King and MacRae—10.

Absent and not voting: Annin, Burns, Carnal, Carroll, Chrismas, Collins, Cramer, Crull, Davis, Drinkard, Durkan, Ezekiels, Fishbaugh, Gleason, Harmon, Hough, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, Kuphal, McNally, Mayfield, Meadors, Phillips, Pope, Sickler and Mr. Speaker—30.

Largey, Lemmon, Lovelace, McClung, McMahon, Mains, Murphy, Murray, Norton, Nye, O'Neill, Poulsson, Prescott, Rhoades, Rowe, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Word and Working—46.

Noes: Blair of Ravalli, Blair of Powell, Burnett, Clark, Ellingson, Title agreed to.

MESSAGES FROM THE SENATE.

The following communications were received from the Senate:
Senate Chamber,
Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Dairies and Dairying, to whom was referred S. B. No. 184, today reported, recommending that same do pass; that the report was adopted and bill referred to the Printing Committee.

S. B. Nos. 162, 168, 141, 163 and Senate Joint Memorials Nos. 4 and 6 were today reported correctly enrolled.

The Joint Conference Committee appointed for the consideration of amendments made by the House to S. B. No. 72, this day reported, and recommended as follows:

"Concur in amending Section 1, by striking out in line 5 the words "irrigation districts securities of this State," and inserting in lieu thereof the words "bonds of irrigation districts organized under the laws of this State."

Amending Section 2 in line 39 by striking out the words "to which shall be appurtenant a sufficient water right," and striking out in lines 45 the word "both" and in lines 45 and 46 the words "and appurtenant water right," and that the House recede from all other amendments.

That the report was adopted and said S. B. No. 72 is transmitted herewith to your Honorable Body for your further action.

Also

That H. B. No. 273, introduced by Sweet, having been amended by the Senate, and having been read three several times, was this day concurred in as amended, title agreed to and is transmitted herewith for your concurrence in Senate Amendments as follows:

Amend Section 1, line 11, by inserting after the word "conditions" the following: "As may be promulgated by the management of said hospital."

Amend Section 2, page 1, line 13, by inserting after the word "association" the following: "who with the intent to injure any patient or to injure the practice of any physician or surgeon is."

Also

That H. B. No. 427 was this day read a first time in the Senate; that objection was made to the consideration of the same and that the bill was, by vote of the Senate, rejected.

H. B. No. 427 is returned herewith.

Also

That the following bills, having been read three several times, were this day concurred in, title agreed to and are returned herewith:

H. B. Nos. 116 and 202.

Also

That the Committee on Judiciary, to whom was referred H. B. No. 318, today reported, recommending that said bill be not concurred in, that the report was adopted and bill is returned herewith.

Also

That the Committee on Public Lands, to whom was referred H. B. No. 238, today reported, recommending that same be not concurred in, that the report was adopted and bill is returned herewith.

Also

That the Senate this day concurred in House Amendment to S. B. No. 135, General Highway Law, and the said bill was referred to the Committee on Enrollment.

Also

That the Honorable Allan R. Dearborn, a Senator of the State of Montana from the County of Granite, was this day elected President Pro Tem. of the Senate.

Also

That the Committee on Horticulture, to whom was referred H. B. No. 202, today reported, recommending that said bill be concurred in, and that the report was adopted.

Also

That the Committee on Judiciary, to whom was referred H. B. No. 116, today reported, recommending that said bill be concurred in, and that the report was adopted.

Also

That in appreciation of the public service and high character and patriotic motives of the Honorable Fred Whiteside, a Senator of the State of Montana from the County of Flathead, the Senate this day, by unanimous vote of its members, extended to Senator Whiteside an expression of the confidence in which he is held by his colleagues in the upper branch of the Thirteenth Legislative Assembly.

Respectfully,

G. G. WATT, Secretary.

THIRD READING OF HOUSE BILLS.

H. B. No. 273 having been read three several times, was passed by the following vote:

Ayes: Blake, Camp, Christmas, Clark, Clay, Collins, Cookingham, Crippen, Davidson, Day, Doggett, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Gould, Graybeal, Henley, Heinrich, Holt, Huddleston,

Jewell, Johnson, Kelly, King, Lovelace, McNally, MacRae, Mains, Mayfield, Meadors, Norton, Poulsson Rhoades, Sickler, Sullivan, Sweet and Working—40.

Noes: Blair of Ravalli, Blair of Powell, McMahon and Word—4.

Absent and not voting: Annin, Brower, Burnett, Burns, Carnal, Carroll, Conner, Cramer, Crull, Cutts, Davis, Drinkard, Durkan, Fisher, Harmon, Higgins, Hough, Hustead, Jahreiss, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, McClung, Murphy, Murray, Nye, O'Neill, Phillips, Pope, Prescott, Rowe, Smith, Spogen, Stewart, Tighe, Walker and Mr. Speaker—42.

Title agreed to.

H. B. No. 217 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Powell, Blake, Brower, Camp, Christmas, Clark, Clay, Cookingham, Cramer, Crippen, Davidson, Day, Drinkard, Eliel, Ellingson, Ezekiels, Fishbaugh, Gleason, Glenn, Graybeal, Henley, Heinrich, Holt, Huddleston, Jewell, Johnson, Jordan of Flathead, Kelly, King, Lovelace, McMahon, McNally, MacRae, Mains, Norton, Nye, O'Neill, Poulsson, Rowe, Sickler, Sullivan, Walker, Word and Working—45.

Noes—None.

Absent and not voting: Blair of Ravalli, Burnett, Burns, Carnal, Carroll, Collins, Conner, Crull, Cutts, Davis, Doggett, Durkan, Fihser, Gould, Harmon, Higgins, Hough, Hustead, Jahreiss, Jordan of Dawson, Kemmis, Kiley Kirschwing Kuphal, Largey, Lemmon, McClung, Mayfield, Meadors, Murphy, Murray, Phillips, Pope, Prescott, Rhoades, Smith, Spogen, Stewart, Sweet, Tighe and Mr. Speaker—41.

Title agreed to.

On motion of Crippen, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Crippen in the chair.

House resumed.

Mr. Speaker in the chair.

Crippen from the Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. No. 126, being a bill for an Act entitled, "An Act to appropriate money for the construction of a building to be used for Horticultural Exhibits at the State Fair and to provide for a permanent plan for the development of said Fair," beg leave to report same back to the House with the recommendation that it be concurred in..

Also

Having had under consideration S. B. No. 175, being a bill for an Act entitled, "An Act to appropriate money to cover deficiency in an appropriation made by H. B. No. 401, an Act approved March 13, 1911, Session Laws of 1911, for the purchase of land for State Fair," beg leave to report same back to the House with the recommendation that it be concurred in.

Also

Having had under consideration S. B. No. 178, "An Act authorizing the appointment of a Chief Clerk to the State Auditor and Commissioner of Insurance ex-officio, and providing the salary therefor," beg leave to report same back to the House with the recommendation that it be concurred in.

Also

Having had under consideration H. B. No. 139, a bill for an Act entitled, "An Act defining certain classes of contracts of indemnity between persons, firms or corporations, prescribing regulations therefor and fixing license fees," beg leave to report same back to the House with the recommendation that same do pass.

And report progress and ask leave to sit again.

Report of the Committee of the Whole adopted.

REPORTS OF STANDING COMMITTEES.

Holt from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

Your Committee on New Counties and Divisions, to whom was referred H. B. No. 76, introduced by Kemmis, a bill for an Act entitled, "An Act to create the County of Richland, define its boundaries, provide for its organization and government, and to change the boundaries of Dawson county to conform thereto," beg leave to report the same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

Also

Holt from the Committee on New Counties and Divisions reported as follows:

Mr. Speaker:

We, your Committee on New Counties and Divisions, to whom was referred H. B. No. 425, introduced by Kelly, a bill for an Act entitled, "An Act to create the County of Edwards, define its boundaries, provide for its organization and government, and to change the boundaries of Rosebud county to conform thereto," beg leave to report the same back to the House with the recommendation that it be indefinitely postponed.

Report adopted.

McClung from the Committee on Military Affairs reported as follows:

Mr. Speaker:

We, your Committee on Military Affairs, to whom was referred S. B. No. 170, introduced by Boardman (by request, Feb. 20, 1913), a bill for an Act entitled, "An Act relating to the State Militia, and amending Sections 1050, 1057, 1060, 1061, 1062, 1079 and 1091 of the Revised Codes of Montana of 1907," having had same under consideration, beg leave to report the bill back to the House with the recommendation that it be concurred in.

Report adopted.

On motion of Higgins, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Rhoades in the chair.

House resumed.

Mr. Speaker in the chair.

Rhoades from the Committee of the Whole reported as follows:

Mr. Speaker:

Your Committee of the Whole, to whom was referred H. B. No. 423, "An Act appropriating money to pay the Reading Clerk of the House of Representatives of the Thirteenth Legislative Assembly of the State of Montana for services rendered to the House of Representatives during the said session," having had same under consideration, report same back to the House with the recommendation that same do pass.

Also

Having had under consideration S. B. No. 45, a bill for an Act entitled, "An Act appropriating money to provide exhibits at the Panama-Pacific International Expositions and the Panama-California Exposition, and to pay expenses incurred in connection therewith," report same back to the House with the recommendation that the Enacting Clause be stricken out.

Also

Having had under consideration S. B. No. 174, a bill for an Act entitled, "An Act to appropriate money to pay the per diem and mileage of witnesses called by the Joint Committee appointed to investigate the complaints of settlers on public lands, and to pay the expenses incurred by the Joint Committee appointed to investigate charges made against the management of the State Reform School," report same back to the House with the recommendation that same be concurred in, and report progress.

Report of the Committee of the Whole adopted.

Jewell from the Committee on Engrossment reported as follows:

Mr. Speaker:

Your Committee on Engrossment reports H. B. No. 139 as correctly engrossed.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom were referred H. B. Nos. 206, 296, 177, 382, 403, 373, 224 and 350, beg leave to report same as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. Nos. 206, 230, 175, 349, 296, 177, 382, 403, 373, 224 and 350 and signed same in the presence of the House.

Also

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom was referred H. B. Nos.

230, 175 and 349, beg leave to report the same as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign S. B. Nos. 22, 102, 117 and 101, and signed same in the presence of the House.

RESOLUTION.

BE IT RESOLVED, That the thanks of the House are hereby tendered to Robert F. Rose, the official stenographer of this House, for the accuracy and celerity with which he has reported stenographically, the proceedings of this House; for his thoughtfulness in preparing the reports and catalogue of bills pending for our use, and for his courtesy and kindness to all in aiding in keeping track of the intricacies of this Legislative Assembly.

(Signed) SICKLER.

Resolution adopted.

MESSAGES FROM THE SENATE.

The following communication was received from the Senate:
Senate Chamber,
Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the President to inform your Honorable Body that by motion in the Senate, unanimously carried, the Senate agreed to consider further no bill from any of the Standing Committees or Steering Committee except H. B. No. 420, except by unanimous consent.

Also

That the following bill having been read three several times, was today concurred in, title agreed to, and is returned herewith.

H. B. No. 345.

Respectfully,

G. G. WATT, Secretary.

THIRD READING OF SENATE BILLS.

S. B. No. 126 having been read three several times, was concurred in by the following vote:

Ayes: Annin, Carroll, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Day, Doggett, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Gould, Graybeal, Harmon, Henley, Heinrich, Holt, Hustead, Jordan of Flathead, Jordan of Dawson, Kemmis, Kirschwing, Largey, Lovelace, McClung, McMahon, Mayfield, Norton, Nye, O'Neill, Pope, Poulsson, Rowe, Sickler, Smith, Sullivan, Sweet, Word, Working and Mr. Speaker—44.

Noes: Blair of Powell, Blake, Brower, Clark, Higgins, Huddleston, King and Mains—8.

Absent and not voting: Blair of Ravalli, Burnett, Burns, Camp, Carnal, Christmas, Collins, Crull, Davidson, Davis, Drinkard, Durkan, Eliel, Glenn, Hough, Jahreiss, Jewell, Johnson, Kelly, Kiley, Kuphal, Lemmon, McNally, MacRae, Meadors, Murphy, Murray, Phillips, Prescott, Rhoades, Spogen, Stewart, Tighe and Walker—34.

Title agreed to.

S. B. No. 175 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Blake, Burnett, Camp, Carnal, Carroll, Christmas, Clay, Conner, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Drinkard, Ellingson, Ezekiels, Fishbaugh, Fisher, Gould, Harmon, Henley, Holt, Hough, Huddleston, Jahreiss, Johnson, Jordan of Dawson, Kemmis, Kirschwing, Largey, Lovelace, McNally, Norton, O'Neill, Sickler, Smith, Spogen, Sullivan, Sweet, Word and Working—46.

Noes: Brower, Clark, Cookingham, Heinrich, Higgins, Hustead, Jordan of Flathead, King, MacRae, Mains, Mayfield, Nye, Poulsson and Rowe—14.

Absent and not voting: Burns, Collins, Crull, Davis, Durkan, Eliel, Gleason, Glenn, Graybeal, Jewell, Kelly, Kiley, Kuphal, Lemmon, McClung, McMahon, Meadors, Murphy, Murray, Phillips, Pope, Prescott, Rhoades, Tighe, Walker and Mr. Speaker—26.

Title agreed to.

S. B. No. 178 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Carroll, Clark, Clay, Cookingham, Cramer, Crippen, Cutts, Day, Doggett, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Johnson, King, McMahon, Mains, Mayfield, Norton, O'Neill, Pope, Poulsson, Sickler, Smith, Spogen, Stewart, Sweet, Word, Working and Mr. Speaker—39.

Noes: Brower, Conner, Davidson, Hough, Jordan of Flathead, McClung, MacRae and Nye—8.

Absent and not voting: Blair of Powell, Blake, Burnett, Burns, Camp, Carnal, Collins, Christmas, Crull, Davis, Drinkard, Durkan, Eliel, Ezekiels, Gleason, Huddleston, Hustead, Jahreiss, Jewell, Jordan of Dawson, Kelly, Kemmis, Kiley, Kirschwing, Kuphal, Largey, Lemmon, Lovelace, McNally, Meadors, Murphy, Murray, Phillips, Prescott, Rhoades, Rowe, Sullivan, Tighe and Walker—39.

Title agreed to.

H. B. No. 422 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Powell, Brower, Carroll, Clark, Clay, Collins, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Doggett, Ellingson, Ezekiels, Fishbaugh, Fisher, Glenn, Gould, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Hustead, Jewell, Johnson, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, King, Largey, Lovelace, McClung, MacRae, Mains, Mayfield, Nye, O'Neill, Pope, Poulsson, Prescott, Sickler, Spogen, Word, Working and Mr. Speaker—50.

Noes—None.

Absent and not voting: Blair of Ravalli, Blake, Burnett, Burns, Camp, Carnal, Christmas, Crippen, Crull, Davis, Drinkard, Durkan, Eliel, Gleason, Hough, Huddleston, Jahreiss, Kelly, Kirschwing, Kuphal, Lemmon, McMahon, McNally, Meadors, Murphy, Murray, Norton, Phil-

lips, Rhoades, Rowe, Smith, Stewart, Sullivan, Sweet, Tighe and Walker—36.

Title agreed to.

S. B. No. 174 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Powell, Blake, Brower, Carnal, Carroll, Clark, Clay, Conner, Cookingham, Cramer, Crippen, Cutts, Davidson, Day, Doggett, Ellingson, Ezekiels, Fishbaugh, Gleason, Gould, Graybeal, Henley, Heinrich, Higgins, Holt, Jordan of Flathead, Jordan of Dawson, Kemmis, Largey, Lovelace, Mayfield, Norton, Nye, Phillips, Pope, Rhoades, Sickler, Smith, Spogen, Stewart, Word, Working and Mr. Speaker—44.

Noes—None.

Absent and not voting: Blair of Ravalli, Burnett, Burns, Camp, Christmas, Collins, Crull, Davis, Drinkard, Durkan, Eliel, Fisher, Glenn, Harmon, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Kelly, Kiley, King, Kirschwing, Kuphal, Lemmon, McClung, McMahon, McNally, MacRae, Mains, Meadors, Murphy, Murray, O'Neill, Poulsson, Prescott, Rowe, Sullivan, Sweet, Tighe and Walker—42.

Title agreed to.

THIRD READING OF HOUSE BILLS.

H. B. No. 415 having been read three several times was passed by the following vote:

Ayes: Annin, Blake, Brower, Carroll, Clark, Conner, Cramer, Cutts, Davidson, Day, Doggett, Ellingson, Fisher, Glenn, Graybeal, Harmon, Henley, Heinrich, Higgins, Holt, Jewell, Johnson, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Largey, Lovelace, McClung, Mains, Murray, Nye, O'Neill, Pope, Rhoades, Rowe, Stewart, Tighe, Working and Mr. Speaker—41.

Noes: Blair of Ravalli, Blair of Powell, MacRae and Sickler—4.

Absent and not voting: Burnett, Burns, Camp, Carnal, Christmas, Clay, Collins, Cookingham, Crippen, Crull, Davis, Drinkard, Durkan, Eliel, Ezekiels, Fishbaugh, Gleason, Gould, Hough, Huddleston, Hustead, Jahreiss, Jordan of Flathead, Kiley, Kuphal, Lemmon, McMahon, McNally, Mayfield, Meadors, Murphy, Norton, Phillips, Poulsson, Prescott, Smith, Spogen, Sullivan, Sweet, Walker and Word—41.

Title agreed to.

H. B. No. 139 having been read three several times was passed by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Burnett, Carroll, Clark, Conner, Crippen, Day, Doggett, Ellingson, Fisher, Gleason, Graybeal, Harmon, Higgins, Jewell, King, Kirschwing, Largey, Lovelace, Mains, Mayfield, Murray, Nye, Pope, Rhoades, Sickler, Smith, Spogen, Stewart, Sullivan, Word, Working and Mr. Speaker—35.

Noes: Blake, Heinrich, Holt, Hustead, Jordan of Dawson, Kelly, MacRae and Poulsson—8.

Absent and not voting: Brower, Burns, Camp, Carnal, Christmas, Clay, Collins, Cookingham, Cramer, Crull, Cutts, Davidson, Davis, Drinkard, Durkan, Eliel, Ezekiels, Fishbaugh, Glenn, Gould, Henley, Hough,

Huddleston, Jahreiss, Johnson, Jordan of Flathead, Kemmis, Kiley, Kuphal, Lemmon, McClung, McMahon, McNally, Meadors, Murphy, Norton, O'Neill, Phillips, Prescott, Rowe, Sweet, Tighe and Walker—43.

Title agreed to.

H. B. No. 282 having been read three several times was passed by the following vote:

Ayes: Annin, Blake, Carroll, Clay, Conner, Cramer, Crippen, Davidson, Day, Doggett, Ellingson, Ezekiels, Fisher, Glenn, Gould, Harmon, Jordan of Dawson, Kelly, Kemmis, King, Kirschwing, Largey, Mains, Mayfield, Norton, O'Neill, Pope, Poulsson, Sickler, Smith, Spogen, Stewart, Tighe, Word, Working and Mr. Speaker—36.

Noes: Blair of Powell, Brower, McClung and MacRae—4.

Absent and not voting: Blair of Ravalli, Burnett, Burns, Camp, Carnal, Christmas, Clark, Collins, Cookingham, Crull, Cutts, Davis, Drinkard, Durkan, Eliel, Fishbaugh, Gleason, Graybeal, Henley, Heinrich, Higgins, Holt, Hough, Huddleston, Hustead, Jahreiss, Jewell, Johnson, Jordan of Flathead, Kiley, Kuphal, Lemmon, Lovelace, McMahon, McNally, Meadors, Murphy, Murray, Nye, Phillips, Prescott, Rhoades, Rowe, Sullivan, Sweet and Walker—46.

Title agreed to.

MESSAGE FROM THE SENATE.

The following communication was received from the Senate:

Senate Chamber,
Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 420, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act to appropriate money for the Executive and Judicial Departments of the State Government for two years, commencing March 1st, 1913, and ending February 28th, 1915," having been amended by the Senate, having been read three several times, was this day concurred in as amended, title agreed to, and is returned herewith for concurrence to your Honorable Body, in Senate Amendments as follows:

Amend Section 1 by adding after line 61 the following: "Salaries of Inspector of Steamboats, Twelve Hundred Dollars."

Also

Amend Section 1 by adding after line 100, the following: "Salary of Deputy Coal Mine Inspector, Twenty-one Hundred Dollars."

Also

Amend Section 1 by striking out the word "fifteen" in line 101, and inserting in lieu thereof the words "twenty-five."

Also

Amend Section 1 by striking out in line 106 the word "five" and inserting in lieu thereof the word "eight."

Amend Section 2 by adding after line 253 the following: "Salary of Steamboat Inspector Twelve Hundred Dollars."

Also

Amend Section 2 by adding after line 292 the following: "Salary of Deputy Coal Mine Inspector, Twenty-one Hundred Dollars."

Also

Amend by striking out the word "fifteen" in line 293, and inserting in lieu thereof the words "twenty-five."

Also

Amend Section 2 by striking out the word "five" in line 298 and inserting in lieu thereof the word "eight."

Very respectfully,

G. G. WATT, Secretary.

In accordance with the above communication, Senate Amendments to H. B. No. 420 were concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Blair of Powell, Brower, Carnal, Carroll, Clark, Collins, Conner, Crippen, Cutts, Davidson, Day, Doggett, Ellingson, Ezekiels, Fisher, Gleason, Gould, Graybeal, Harmon, Henley, Heinrich Holt, Huddleston Hustead, Jewell, Jordan of Dawson, Kelly, King, Kirschwing, Largey, Lemmon, Lovelace, McClung, MacRae, Mains, Murphy, Murray, Nye, O'Neill, Poulsson, Rhoades, Sickler, Smith, Spogen, Stewart, Sullivan, Sweet, Tighe, Walker, Working and Mr. Speaker—53.

Noes: Higgins—1.

Absent and not voting: Blake, Burnett, Burns, Camp, Christmas, Clay, Cookingham, Cramer, Crull, Davis, Drinkard, Durkan, Eliel, Fishbaugh, Glenn, Hough, Jahreiss, Johnson, Jordan of Flathead, Kemmis, Kiley, Kuphal, McMahon, McNally, Mayfield, Meadors, Norton, Phillips, Pope, Prescott, Rowe and Word—32.

Senate Chamber,
Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 421, introduced by the Appropriation Committee, being a bill for an Act entitled, "An Act appropriating the money for the maintenance of the several State Institutions of Montana for two years, commencing March 1st, 1913, and ending February 28th, 1915," having been amended by the Senate and having been read three several times, was this day concurred in as amended and is returned herewith for concurrence in the Senate amendments as follows:

Amend Section 1 by adding after line 12 the following: "guard hire and maintenance of prisoners outside of the State Prison—Ten Thousand Dollars."

Amend Section 1 by adding after line 25 the following: "For septic tank at Soldiers' Home—Two Thousand Dollars."

Amend Section 1 by inserting in line 40, after the word "Fair" the following: "in addition to the money in the State Fair Fund"; also by striking out the word "twenty" in line 40 and inserting in lieu thereof the word "thirty."

Also

Amend Section 1 by adding after line 40 the following: "betterments and improvements, Fifteen Thousand Dollars; Horticultural building, Fifteen Thousand Dollars."

Amend Section 2 by inserting after the word "fair" in line 73 the following: "in addition to the money in the State Fair Fund"; also amend by striking out the word "twenty" in line 73 and inserting in lieu thereof the word "thirty"; also amend by adding in line 73 the following: "for betterments and improvements, Fifteen Thousand Dollars."

Very respectfully,

G. G. WATT, Secretary.

Annin moved that the House do not concur in the Senate Amendments to H. B. No. 421 and that a Conference Committee be appointed.

Motion prevailed and Mr. Speaker appointed Blake, Norton and Stewart on said committee.

Senate Chamber,

Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. Nos. 217 and 205, having been read three several times, was today concurred in, title agreed to, and are returned herewith.

Respectfully,

G. G. WATT, Secretary.

Harmon from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom were referred H. B. Nos. 245, 310, 413, 119, 323, 96, 283, 213, 286 and 410, beg leave to report the same as correctly enrolled.

Mr. Speaker announced at this time that he was about to sign H. B. Nos. 245, 310, 413, 119, 323, 96, 283, 213, 286 and 410, and signed same in the presence of the House.

THIRD READING OF SENATE BILLS.

S. B. No. 159 having been read three several times was concurred in by the following vote:

Ayes: Blair of Ravalli, Burnett, Carnal, Carroll, Clark, Conner, Davidson, Ezekiels, Fisher, Graybeal, Harmon, Higgins, Hustead, Johnson, Kelly, Largey, Lemmon, Mains, Mayfield, Murphy, Murray, O'Neill, Poulsson, Sickler, Smith, Sullivan, Tighe, Walker, Working and Mr. Speaker—30.

Noes: Annin, Brower, Crippen, Day, Doggett, Ellingson, Glenn, Henley, Heinrich, King, McClung, MacRae, Nye and Pope—14.

Absent and not voting: Blair of Powell, Blake, Burns, Camp, Christmas, Clay, Collins, Cookingham, Cramer, Crull, Cutts, Davis, Drinkard, Durkan, Eliel, Fishbaugh, Gleason, Gould, Holt, Hough, Huddleston Jahreiss, Jewell, Jordan of Flathead, Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Lovelace, McMahon, McNally, Mead-

ors, Norton, Phillips, Prescott, Rhoades, Rowe, Spogen, Stewart, Sweet and Word—42.

Title agreed to.

S. B. No. 105 having been read three several times was concurred in by the following vote:

Ayes: Annin, Blair of Ravalli, Brower, Carnal, Conner, Cookingham, Cramer, Crippen, Ellingson, Glenn, Graybeal, Harmon, Higgins, Holt, Johnson, King, Largey, Lemmon, MacRae, Mayfield, Murphy, O'Neill, Sickler, Smith, Spogen, Sullivan, Sweet and Working—28.

Noes: Clark, Cutts, Day, Ezekiels, Henley, Huddleston, Hustead, Jordan of Dawson, Kirschwing, Mains, Murray, Nye, Pope, Poulsson, Rhoades and Mr. Speaker—16.

Absent and not voting: Blair of Powell, Blake, Burnett, Burns, Camp, Carroll, Christmas, Clay, Collins, Crull, Davidson, Davis, Doggett, Drinkard, Durkan, Eliel, Fishbaugh, Fisher, Gleason, Gould, Heinrich Hough Jahreiss, Jewell, Jordan of Flathead, Kelly, Kemmis, Kiley, Kuphal, Lovelace, McClung, McMahon, McNally, Meadors, Norton, Phillips, Prescott, Rowe, Stewart, Tighe, Walker and Word—42.

Title agreed to.

COMMUNICATION FROM THE SENATE.

Senate Chamber,
Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 423 was this day concurred in, having been read three several times, title agreed to and is returned herewith.

Also

That the President of the Senate this day appointed Senators Whiteside, Muffy and Byrnes as Senate Conferees on Senate Amendments to H. B. No. 421.

Very respectfully,

G. G. WATT, Secretary.

On motion of Day, the Speaker was authorized to draw a warrant on the State Treasurer for \$228.00 to defray expenses of R. F. Rose, as per the following:

March 6th, 1913.

State of Montana to Robert F. Rose.

To work in compiling and printing the status of bills, as per resolutions of Messrs. Eliel, Blake and Rhoades:

Feb. 4—To two days' work in compiling.....	\$ 20.00
To paid printer.....	21.00
.... Feb. 8—To one days' work in compiling.....	10.00
To paid printer.....	19.00
Feb. 15.—To one day's work compiling.....	10.00
To paid printer.....	19.00
Feb. 22.—To one day's work compiling.....	10.00
To paid printer.....	22.00

Mar. 1.—To one day and one night's work (working all night).....	20.00
To paid printer (Sunday night, double time).....	32.00
Mar. 7.—To one day's work compiling, proof reading and mailing.....	10.00
To paid printer and postage.....	35.00
	<hr/>
	\$228.00

MESSAGE FROM THE SENATE.

The following communication was received from the Senate:
Senate Chamber,
Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that H. B. No. 282, introduced by Gould, having been read three several times, was this day concurred in and is returned herewith.

Very respectfully,

G. G. WATT, Secretary.

MOTIONS AND RESOLUTIONS.

Murray moved that a vote of thanks be extended to Mr. Chas. Pond, Chief Clerk of the House, and also to Mr. M. J. O'Leary, Assistant Chief Clerk of the House, and also to H. G. Bennett, Reading Clerk, for their kind consideration of the interests of the members of the House in seeing to it that the members are provided with copies of amendments to bills and also the valuable list of all bills that have been enrolled in both Houses. Also that this be spread upon the Journal of the House.

Johnson offered the following resolution:

WHEREAS, Our relations with the female employees of the House and Senate, as well as the beautiful, accomplished and earnest female members of the Third House, have been pleasant and agreeable; and

WHEREAS, We, the members of both the Senate and House of Representatives have at all times been treated with respect and uniform consideration by said ladies; now, therefore,

BE IT RESOLVED, That we extend our thanks to all the female committee clerks for the services rendered by them as employees;

AND BE IT FURTHER RESOLVED, That we extend our thanks to the female members of the Third House for advice and counsel given us.

Blake from the Conference Committee offered the following amendment to Senate Amendments on H. B. No. 241:

Mr. Speaker:

We, your Conference Committee appointed on H. B. No. 421, recommend that Senate Amendment after line 40 be stricken out as follows: "For Horticultural building, Fifteen Thousand Dollars."

Also

Strike out the words in said amendment, "Betterments and Im-

provements, Fifteen Thousand Dollars," and insert in lieu thereof the words "Betterment and Improvements, Ten Thousand Dollars."

Also

Strike out of amendment after line 73, the words "Fifteen Thousand Dollars," and insert in lieu thereof the words "Ten Thousand Dollars."

Blake moved the adoption of the report.

Higgins moved as a substitute that the report be rejected and a new committee be appointed to confer with a like committee from the Senate.

Substitute motion prevailed and Mr. Speaker appointed Norton, Clay and Word on said committee.

Gleason from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment, to whom were referred H. B. Nos. 202 and 400, report same back as correctly enrolled.

Mr. Speaker announced at this time that he was about to sign H. B. Nos. 202 and 400, and signed same in the presence of the House.

MESSAGE FROM THE SENATE.

Senate Chamber,
Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senators Byrnes, Edwards and Whiteside were this day appointed as a committee to confer with a like committee from the House on H. B. No. 421.

Also

That the report of the Joint Conference Committee appointed to consider Senate Amendments to H. B. No. 421, was this day adopted as follows:

That Senate Amendment after line 40 be stricken out as follows: "Horticultural Building, Fifteen Thousand Dollars."

Also

Strike out of said amendment after line 40, the words "Fifteen Thousand Dollars" and insert in lieu thereof the words "Ten Thousand Dollars";

Also

Strike out of said amendment after line 73 the words "Fifteen Thousand Dollars," and insert in lieu thereof the words "Ten Thousand Dollars."

Also

That H. B. No. 299, by Norton, having been read three several times, was this day rejected. The bill is returned herewith.

Also

That the report of the Joint Conference Committee on H. B. No. 421, recommending that Senate Amendment for betterment of State Fair be reduced from \$7,500.00 per year and that amendment increas-

ing the sum for maintenance be stricken out, was this day adopted by the Senate.

Also

That the President has this day signed Substitute S. B. No. 157, S. B. Nos. 159, 135, 59, 132, 126, 178, 72, 105, 175, 174, 139 and H. B. Nos. 332, 420, 372, 325, 60, 345, 271, 234, 423, 205, 421, 273, 217, 116, 280 and 282.

Very respectfully,

G. G. WATT, Secretary.

Norton from the Conference Committee on Amendments to H. B. No. 421, reported as follows:

Mr. Speaker:

Your Conference Committee recommend that H. B. No. 421 be amended so as to give \$7,500.00 for 1913 and \$7,500.00 for 1914 for betterments at State Fair and that the amendment increasing the sum for maintenance be stricken out.

Also

Strike out the amendment of "Fifteen Thousand Dollars for Horticultural Building."

Report adopted.

THIRD READING OF HOUSE BILLS.

Conference Committee Amendments to H. B. No. 421, having been read three several times, were adopted by the following vote:

Ayes: Annin, Blair of Powell, Blake, Burnett, Carnall, Clark, Clay, Conner, Cookingham, Cramer, Cutts, Davidson, Day, Ellingson, Ezekiels, Fishbaugh, Fisher, Gleason, Glenn, Gould, Graybeal, Harmon, Henley, Holt, Jewell, Jordan of Flathead, Kelly, Kiley, Largey, Lemmon, McMahon, McNally, MacRae, Mayfield, Murphy, Murray, Norton, Nye, O'Neill, Pope, Poulsson, Rhoades, Sickler, Smith, Spogen, Sullivan, Tighe, Walker, Word, Working and Mr. Speaker—51.

Noes—None.

Absent and not voting: Blair of Ravalli, Brower, Burns, Camp, Carroll, Christmas, Clay, Crippen, Crull, Davis, Doggett, Drinkard, Durkan, Eliel, Heinrich, Higgins, Hough, Huddleston, Hustead, Jahreiss, Johnson, Jordan of Dawson, Kemmis, Kiley, Kirschwing, Kuphal, Lovelace, McClung, Mains, Meadors, Phillips, Prescott, Rowe, Stewart and Sweet—35.

Huddleston from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom were referred H. B. Nos. 271 and 234, beg leave to report that same have been correctly enrolled.

Mr. Speaker announced at this time that he was about to sign H. B. Nos. 271 and 234, and signed same in the presence of the House.

Also

Huddleston from the Committee on Enrollment reported as follows:

Mr. Speaker:

Your Committee on Enrollment to whom were referred H. B. Nos. 280, 400, 202, 420, 423, 205, 372, 325, 345, 116, 273, 332, 421, 282, 60 and 217, beg leave to report same as correctly enrolled.

Mr. Speaker at this time announced that he was about to sign H. B. Nos. 280, 400, 202, 420, 423, 205, 372, 325, 345, 116, 273, 332, 421, 282, 60 and 217, and signed same in the presence of the House.

MESSAGE FROM THE SENATE.

The following communication was received from the Senate:
Senate Chamber,
Helena, Montana.

March 6th, 1913.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate has this day concurred in House Concurrent Resolution No. 4. Same is returned herewith.

Respectfully,

G. G. WATT, Secretary.

Mr. Speaker at this time announced that he was about to sign S. B. Nos. 174, 105, 175, 132, 178, 159, 126, 72, 59, 157, 135 and 139, and signed same in the presence of the House.

Gleason from the Committee on Enrollment reported as follows:

That on the following said days at the stated time, the said bills were delivered to the Governor for his approval:

On the 10th day at 1:20 P. M., H. B. Nos. 4 and 6.

On the 22nd day at 2:43 P. M., H. J. R. No. 3.

On the 26th day at 10:15 A. M., H. B. Nos. 5, 8, 9, 10 and 21.

On the 32nd day at 11:00 A. M., H. B. Nos. 13, 51, 54, 55, and House Concurrent Resolution No. 1.

On the 33rd day at 10:50 A. M., H. J. R. Nos. 1 and 2.

On the 39th day at 10:35 A. M., H. B. Nos. 20, 65 and 75.

On the 43rd day at 2:20 P. M., H. B. No. 80.

On the 46th day at 2:50 P. M., H. B. No. 90.

On the 51st day at 10:30 A. M., H. B. No. 147, H. J. M. No. 1 and H. J. R. No. 5.

On the 52nd day at 11:00 A. M., H. B. Nos. 86, 113, 128, 183, 185, 186, 187, 188, 189 and 190.

On the 63rd day at 10:40 A. M., H. B. Nos. 78, 125, 150, 169, 181, 184 and 193.

On the 55th day at 11:45 A. M., H. B. Nos. 101, 117, and Substitute for H. B. No. 124.

On the 57th day at 4:05 P. M., H. B. Nos. 84 and 191.

On the 58th day at 11:00 A. M., H. B. Nos. 169, 160, 159 and 123.

On the 59th day at 3:25 P. M., H. B. Nos. 31, 53, 210, 211, 215, 216, 255, 257, 259, 309 and 317.

On the 60th day at 10:20 A. M., H. B. Nos. 204, 258, 214, 254, 218, 290, 287, and House Concurrent Resolution No. 2.

On the 60th day at 10:40 A. M., H. B. Nos. 306 (Substitute for H. B. No. 142), 154, 416 and 278.

On the 60th day at 4:05 P. M., H. B. Nos. 360, 326 (Substitute for H. B. No. 262), 180, 129 and 295.

On the 60th day at 8:10 P. M., Substitute for H. B. No. 74.

On the 60th day at 9:00 P. M., H. B. No. 62.

On the 60th day at 11:55 P. M., H. B. Nos. 96, 3, 345, 325 (Substitute for H. B. No. 143), 323, 423, 116, 119, 421, 280 (Substitute for H. B. Nos. 92 and 99), 310, 286, 283, 245, 213, 410, 413, 205, 234, 271, 217, 273, 270, 308 (Substitute for H. B. No. 77), 320, 397, 377, 247, 105, 136, 419, 428, 372, 177, 175, 403, 350, 382, 373, 349, 224, 230, 296, 286, 212, 225, 231, 240, 256, 254, 420, 332, 282, 60, 202 and 400.

MOTIONS AND RESOLUTIONS.

On motion of Jewell, the report of the Carey Land Act Investigation Committee was adopted.

On motion of Annin, the report of the Committee appointed to investigate freight rates on grain, farm products and fruit to eastern terminals, was adopted.

On motion of Jewell, all the following remarks relative to the presentations made to the Speaker, Chief Clerk and Sergeant-at-Arms were ordered spread upon the Journal:

PRESENTATION SPEECH BY MR. WALKER.

Mr. Speaker:

At last, being of the hopeless minority, I think we have arrived at one stage of the proceedings where we all agree. The Socialist party, the Progressive, the Republican, the Democratic, all members of those parties are at last unanimous in at least one thing. We, gentlemen, have passed through what has perhaps been one of the most turbulent sessions in the history of our State. Throughout this session many of us needlessly have antagonized one another and have indulged in personalities which we will later regret. However, undoubtedly, those who are fair will attribute this to haste and indiscretion. To my mind, gentlemen, the Thirteenth Legislative Assembly has been a success. Gentlemen, I have said it has been what we may call a real fighting House and we have all really enjoyed it, even though we have disagreed, and even though we have said upon the floor some things we may regret and have indulged in personalities which we would gladly forget. At this stage, gentlemen, each and every member will give credit to the other and say that, at the time, he did what he thought was best for the interests of his constituents and for the best interests of the State of Montana.

At this time we are all agreed. The House of the Thirteenth Assembly is unanimous. We have passed through stormy scenes and one of the most wonderful things has been the action of the gentleman who presided over this body. To my mind and in my humble opinion, the gentleman who has wielded the gavel during this session has done it most successfully. He has acted with fairness. Considering the many fights and the many quarrels; considering the many diversties of opinion; to have reigned supreme upon the chair and to have gone through the session with such marked success is deserving of the high-

est commendation.

I do not care to pay tribute too highly to one who is before us, but I think it is the unanimous opinion of this Assembly that Dr. Macdonald has been fair and square, and that we owe him a debt of gratitude for presiding in the manner in which he has over an Assembly of this kind. (Applause.)

Gentlemen, let us cast aside political considerations for a moment, and let us pay tribute to him who has demonstrated himself to be one of the fairest and one of the squarest Speakers Montana has ever had. (Applause.)

Doctor, allow me, on behalf of those over whom you have presided, to pay unto you a small and humble testimonial of the high regard and esteem in which the Thirteenth Legislative Assembly holds you. (Mr. Walker then presented Speaker Macdonald with a beautiful gold stop watch suitably engraved.) (Great Applause.)

SPEECH OF ACCEPTANCE BY SPEAKER MACDONALD.

(After a dead silence for about a minute in which the Speaker seemed greatly affected.)

"The House will be in order." (Applause.)

Gentlemen:

I am a modest and diffident man, and the very kind words which the eloquent gentleman from Silver Bow has used in making this presentation have fairly taken my breath away. To have been presented with a token so magnificent as this which you have given me is something beyond the bounds of my expectations. It was suggested to me by Mr. Blake that the House would probably present me with some little token of regard, but that it should have been anything of the value of this I never dreamed for a moment.

I do not propose at this time, gentlemen, to make you a speech, because if I did, the whole tenor of it would be an attempt to show the grateful appreciation which I hold for your act this evening, but I will assure you that under circumstances less embarrassing than the present, it would still be entirely impossible for me to find words adequate to express my gratitude.

We have, as the gentleman from Silver Bow has said, passed through a very stormy session. We have had several parties in the House, all of whom were desirous of gaining an advantage for their particular party, and not always caring particularly whether the means were exactly fair or otherwise; but that is all in the game of politics, and when we go away and size up the whole situation, we will probably make up our minds that the members of the Thirteenth Legislative Assembly were as sincere and honest a "bunch" as ever got together.

It is my opinion that every member of this House is honest in his convictions and has been trying to do the best he could to reconcile his opinions to the opinions of others, but sometimes that is difficult to do, and it has been difficult in this case.

Now, gentlemen, our session is drawing to a close; our sixty days are up; we are about to return to our homes with pleasure, of course,

but at the same time there will be an element of sadness in the parting. We met here as strangers. We have grown, many of us, to be friends. We have formed friendships which probably will last while life remains. Our State is a wide one, and we will be separated by great distances, and we will meet but rarely; and many, of course, will never meet again. But I believe we will go away, giving each other credit for honesty of purpose; and personally, I can say to you tonight that I hold no feeling of malice toward any single individual in this House of Representatives. (Applause.)

I told you when I was installed as Speaker that I would endeavor to be fair. After the sixty days have passed, gentlemen, I tell you I believe I have been fair. (Great Applause.) I told you that in conducting the business of the House I should give the advantage neither to Democrats, to Progressives, to Republicans nor to Socialist, and I believe I have carried out that promise. (Renewed Applause.) If I have not, gentlemen, I have failed in my intentions. I have tried to give every man a square deal, whether friend or foe, and when I say "foe" I mean "political foe," because I believe we are all friends and are going to part friends. (Great Applause.)

While I am on my feet and on this subject, I wish to thank particularly the clerical force of the House for the many courtesies I have received at their hands. I have never asked any of them for a favor, but that it was willingly granted and in most cases my wishes have been anticipated. As to the Chief Clerk, I want to say that if Charlie Pond wants anything I have at any time, he can have it for the asking. (Great Applause.)

The Sergeant-at-Arms and his force, too, have been especially efficient, and even the pages have been so prompt and attentive to their duties that they deserve the thanks not only of myself, but of the entire membership of the House.

In regard to this handsome token that you have given me, while its value is great, it is not its intrinsic worth which I prize the most highly. There is a sentiment attached to it, which will always be present in my mind as I use it daily. I imagine that as long as life shall last, this watch will always be present with me, and I believe that never a day will come or go but I shall remember the pleasant associations of the Thirteenth Legislative Assembly; and I can truly say that there has not been a single hour since we met together until the present time that I, if I could, would have erased from my memory. Gentlemen, I thank you. (Great Applause.)

PRESENTATION SPEECH OF MR. WALKER.

Mr. Speaker and Gentlemen:

A few of those who were ambitious to become members of the Twentieth Legislative Assembly and who have been hovering about and creating a lot of mischief on the floor, but at the same time helping the members out at every opportunity, are most desirous to pay tribute to Doctor Macdonald, and on their behalf, allow me to present to you a set of Stevenson—on behalf of the Pages of the House. (Great Applause.)

SPEECH OF ACCEPTANCE BY SPEAKER MACDONALD.

Boys, this is certainly rubbing it in. I am sure I do not deserve this consideration, but I thank you most heartily just the same. (Applause.)

PRESENTATION SPEECH OF MR. WALKER.

Mr. Speaker and Gentlemen:

When my good friend from Cascade suggested my name for the Steering Committee, he did not know what he was handing me, but I began to realize it today. I am somewhat fatigued this evening, but I think there is one man in this Assembly who is a bit more fatigued than I am, the man who has really had the most strenuous time during the last sixty days. I did not know him so well during the first forty days of the session, but I have got to know him during the last twenty days, or during the portion of the last twenty days that the Steering Committee has acted. Gentlemen, we have heard his sonorous tones quite often and we have enjoyed his wit on several occasions when he has declared that twenty-three have voted for and twenty-two against, and some of the little jokes that have been added to the pleasure of the Assembly, and I believe that the members have all appreciated our Chief Clerk and I think the Chief Clerk is deserving of appreciation. I have come in contact with him very closely in the last ten or fifteen days. I do not know of any man who is more patient, who has been mode desirous of working with the administration, who has been mode desirous of bringing out the policies for which we stand and who has tried harder to play fair and square. During the past session I have heard of actions which were not entirely justified. I have heard that they were not done honestly and fairly, but no one can point to our Chief Clerk and say that he did anything otherwise than fair and square. Mr. Chief Clerk, on behalf of the House and its members, I desire to extend you a small token of the esteem of the House of the Thirteenth Legislative Assembly. (Great Applause.)

SPEECH OF ACCEPTANCE BY CHIEF CLERK POND.

Mr. Speaker, Mr. Walker and Gentlemen of the House:

I appreciate the kind words of my friend, Mr. Walker. I have presided as Chief Clerk of your body and here, at nearly the end of the sixtieth day, I agree with the Speaker of this body that it is an occasion of sadness. Our separation will occasion many regrets, and no one more than I will dislike to see the Thirteenth Legislative Assembly dissolved.

In the position which I have occupied I have at least gained a reputation, with a few of my friends who have been members of this body, of being an exceedingly good counter. I want to say, gentlemen, that whatever little mistakes I may have made in counting the rising vote of this House were made honestly and sincerely, and that I have always thought I had the correct number counted for and against. (Applause.) At not time, as I stood at this desk counting you as you arose to your feet, did it ever enter into my mind, or was it my desire to count one vote more than was shown upon the floor of this

House. I have tried in every way to perform the duties of the office. If I have made mistakes, I assure you, gentlemen, they have been mistakes of the mind and not of the heart. I am, indeed, glad to feel you appreciate the services which I have tried so hard to render. While I have had a great deal of experience since the State has been admitted, and have been identified with many legislative bodies, I want to say that I have never met with a fairer House of Representatives than I have met in this body.

Gentlemen, I thank you. (Great Applause.)

PRESENTATION SPEECH BY MR. WALKER.

Mr. Speaker, will you order some one to arrest the Sergeant-at-Arms?

(Sergeant-at-Arms is escorted to the platform.)

Gentlemen:

We have now before us one who reminds us very much of the sheriff. As a rule no one likes the sheriff, but in this particular instance, gentlemen, during the past sixty days we have come in contact and have learned to more than like our good friend, Mr. Van Fleet. I think we have all appreciated his courtesy, his affability, and even his serious attempts to keep order in such an Assembly as the Thirteenth Legislative Assembly. To have accomplished the feat that he has accomplished, to have inspired the obedience of all, and even to have kept the members of the House separated is truly to accomplish much. (Applause.)

I think, gentlemen, that in addition to the feeling that we have expressed with reference to our Chief Clerk, the gentlemen of this Assembly feel most kindly and appreciate most highly the services of the gentleman who has acted as our Sergeant-at-Arms, and on behalf of the gentlemen of the House, allow me, Mr. Van Fleet, to present a small token of our sincere appreciation. (Great Applause.)

SPEECH OF ACCEPTANCE BY SERGEANT-AT-ARMS.

Gentlemen, no one ever accused me of being a speaker. This is the first Assembly that I ever attended, my first offense, and I'll plead guilty.

However, I want to say that nowhere and at no time have I met a better "bunch" of fellows. You have all been most courteous and kind to me throughout the session, and each one of you has done everything possible to make my work easy. No one member has ever caused me any trouble, and as I say, each has done what he could to help me. I not only appreciate this token, but I fully appreciate all you have done for me, and I thank you most kindly. (Great Applause.)

On motion of Lovelace, the Journal Clerk, Bill Clerk, Enrolling Clerk, Engrossing Clerk and Clerks on the Enrolling Committee were tendered a vote of thanks from the House for their efficient services.

On motion of Day, the thanks of the House were tendered to Messrs. Adam Jardine, Wilton G. Brown, Harry Kain, Alfred Kain and William Preuit, who rendered the musical selections during the Lincoln Day exercises.

On motion of Day, the services of the Clerks on the Enrolling Committee and especially those of Miss Victoria Smith, were ordered compensated for the night of the sixtieth day.

On motion of Carnal, the vote of thanks of the House was tendered to Mr. A. W. Winter for efficient services as Assistant Official Stenographer.

Day offered the following motion:

Mr. Speaker:

I move that a committee of three be appointed to wait upon the Senate and inform that honorable body that the House of Representatives of the Thirteenth Legislative Assembly has completed its business and that it is about to adjourn, and that a like committee be appointed to wait upon the Governor and inform him that the House has completed its business and is now about to adjourn sine die and do request from him any further communication which he may have to offer.

Motion prevailed and the Speaker appointed McMahon, Lovelace and Annin as such committee to wait upon the Senate and inform it that the House was ready to adjourn; and Day, Eliel and Crippen as a committee to notify the Governor that the House was ready to adjourn.

Lovelace reported that the committee appointed to notify the Senate that the House was ready to adjourn, had performed its duty.

Report adopted.

Day reported that the committee had notified the Governor that the House was ready to adjourn.

Report adopted.

A committee from the Senate, with Whiteside as chairman, presented itself at the bar of the House and notified the House that the Senate had completed its business.

On motion of Norton, the House of Representatives of the Thirteenth Legislative Assembly adjourned sine die.

A. D. MACDONALD, Speaker.

Attest: CHAS. Z. POND, Chief Clerk.



